DEPOSITION OF WILLIE EVA BALDWIN

February 27th and 28th, 2008

Pages 1 through 185

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Deposition of Willie Eva Baldwin	February 27th and 28th, 200
IN THE UNITED STATES DISTRICT COURT FOR THE MIDDLE DISTRICT OF ALABAMA ROBERT JOHNSON, as Personal Representative of THE ESTATE OF IRENA JOHNSON, Deceased, Plaintiff, vs. CIVIL ACTION NO. 2:07CV1068-MHT DENITA COLVIN and WILLIE EVA BALDWIN, et al., Defendants. ***********************************	Page 3 APPEARANCES (cont.'d) ALSO PRESENT: Denita Colvin Robert Johnson
Page 2 1 APPEARANCES 2 3 4 FOR THE PLAINTIFF: 5 ZACHARY T. COLLINS, ESQ. TONYA D. POWELL, ESQ. 6 Attorneys at Law 207 Montgomery Street Suite 215 Montgomery, Alabama 8 FOR THE DEFENDANT DENITA COLVIN: 9 W. Christopher Waller, Jr., Esq. 10 BALL, BALL, MATTHEWS, & NOVAK Attorneys at Law Suite 204 2 2000 Interstate Park Drive Montgomery, Alabama 13 FOR THE DEFENDANT WILLIE EVA BALDWIN: 14 David W. Henderson, Esq. 15 HILL, HILL, CARTER, FRANCO, COLE & BLACK 16 Attorneys at Law 425 South Perry Street 17 Montgomery, Alabama 18 FOR THE DEFENDANT ACE AMERICAN INSURANCE COMPANY: 19 John M. Phillips, Esq. DORE, LANIER & PHILLIPS 20 Attorneys at Law 76 South Laura Street 21 Suite 1701 Jacksonville, FL 32202 22 23	INDEX (cont.'d) EXHIBITS PAGE PX-12 - Department of Police document

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1	It is further stipulated and agreed by	1	answer the question, just make sure you say
2	and between the parties hereto and the witness that	2	yes or no or answer it verbally. But don't
3	the signature of the witness to this deposition is	3	shake your head side to side or up and down
4	hereby waived.	4	because she has to take it down. Okay?
5	*******	5	A. Uh-huh (positive response).
6	WILLIE EVA BALDWIN	6	Q. I have a tendency of talking loud. Please
7	The witness, after having first been	7	know I'm not screaming at you. I just
8	duly sworn to speak the truth, the whole truth, and	8	They'll tell you, I just kind of talk loud.
9	nothing but the truth testified as follows:	9	I think I may be going deaf or something,
10	EXAMINATION	10	but I just talk loud.
11	BY MR. COLLINS:	11	A. I am, too, sort of.
12	Q. Ms. Baldwin, my name is Zach Collins. We	12	Q. Okay. Are you on any medications? Have you
13	have met. Not just today, but we have met	13	taken any medications today, this morning?
14	before. And I, too, have been to the house	14	A. Yes.
15	when you were present. I represent your	15	Q. Can you tell me what medications you've
16	nephew Mr. Johnson.	16	taken?
17	And can you just state for the	17	Before you do that, spell your name for
18	record, I've never talked to you about this	18	us.
19	case at any time, have I? You've got to say	19	A. W-i-l-l-i-e.
20	yes or no. Do you remember me talking to	20	Q. And your middle name is
21	you about this case?	21	A. E-v-a.
22	A. Yes. Uh-huh (positive response).	22	Q. And last name
23	Q. Are you sure about that?	23	A. B-a-l-d-w-i-n.
	Page 6		Page 8
1	A. I think so.	1	Q. Thank you. And tell me what medications
2	Q. Can you tell me when you talked to me about	2	that you are currently on that you've taken
3	this case?	3	this morning.
4	A. Was that yesterday?	4	A. This morning, Fexofendadine.
5	Q. No, ma'am. I wasn't here yesterday. I	5	Q. Can you spell that for me?
6	believe you may have talked to your attorney	6	A. F-e-x-o-f-e-n-d-a-d-i-n-e.
7	about this case, Mr. David Henderson. Do	7	Q. Do you know what that medication is for?
8	you remember talking to him?	8	A. It's an antihistamine.
9	A. I think so.	9	Q. Why are you taking it? What illness or
10	MR. COLLINS: Just for the record,	10	ailment do you have that causes you to have
11	I have not talked to her about	11	to take that particular medicine? Do you
12	the case.	12	know?
13	Q. Ms. Baldwin, if I ask you a question Have	13	A. Uh-uh (negative response).
14	you ever done a deposition before?	14	Q. Was that a yes or a no?
15	A. I don't think so.	15	A. No, I don't know.
16	Q. This is just an opportunity for us to talk	16	Q. What other medication have you taken this
17	about the case that you are involved in.	17	morning?
18	And, again, I represent your nephew,	18	A. This morning K-o-l-o-r-c-o-n (sic) 10
19	Mr. Johnson. I'm going to ask you some	19	P-o-t-a-s-s-i-u-m.
20	questions, and occasionally I may not	20	Q. Do you know what that's for?
21	understand your answer, so I will probably	21	A. It goes with the water pill.
	understand your answer, so I will probably		A. It goes with the water plus.
22	ask you some follow-up questions just for	22	Q. When you say the water pills, what are you
22 23			

1 A. I'm going take another oh, another one. 2 The water pill is L-e-s-i-x (sic). 3 Q. Do you know what that's for? When you say 4 water pill, what does it help you with? 5 A. It helps me go to the bathroom too much. 6 Q. So it slows down your urinary tract system 7 or stops you from using the bathroom all the 8 time? 9 A. It helps send me. 10 Q. Oh, it helps send you to the bathroom. All 11 right. 12 A. F-u-r-o-s-e-m-i-d-e. 13 Q. Do you know what that medicine is for? 14 A. That's It's in parentheses after the 15 L-a-s-i-x. 16 Q. Okay. So that's part of the Lasix? 17 A. Yeah. 18 Q. Now, those three medicines, you've taken 19 those this morning; is that correct? 20 A. Right. 21 Q. Now, I believe Do you also take eye 21 drops? 22 A. Yes. 24 to your attorney and I'll get a copy from him. Okay? 25 MR. WALLER: Do y'all want to 26 Whim. Okay? 26 MR. WALLER: Do y'all want to 27 While we've got it now, Zach, 28 MR. COLLINS: Oh, is she reading from a list? 4 MR. COLLINS: Oh, is she reading from a list? 4 MR. WALLER: Yes. Ma'am, is that a copy that we can have? 4 THE WITNESS: I can copy it. 4 MR. WALLER: Is that another copy that you are looking at now? 4 THE WITNESS: Yes. 4 MR. WALLER: Is that in addition to this other one that Mr. Johnson has? 5 MR. COLLINS: Help us out, David. 6 Day out attorney and I'll get a copy from him. Okay? 6 MR. WALLER: Is that in one, Zach, so we can all see it. Ma'am, do you have another copy of that? 6 MR. WALLER: Is that another copy it. 7 MR. WALLER: Is that another copy that you are looking at now? 7 THE WITNESS: Yes. 8 MR. WALLER: Is that in addition to this other one that Mr. Johnson has? 8 MR. COLLINS: Help us out, David. 9 THE WITNESS: I think it's the same thing. 9 MR. HENDERSON: They are two different ones. One is			T	
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8 time? 9 A. It helps send me. 10 Q. Oh, it helps send you to the bathroom. All right. 11 right. 12 A. F-u-r-o-s-e-m-i-d-e. 13 Q. Do you know what that medicine is for? 14 A. That's It's in parentheses after the La-s-i-x. 15 La-s-i-x. 16 Q. Okay. So that's part of the Lasix? 17 A. Yeah. 18 Q. Now, those three medicines, you've taken those this morning; is that correct? 20 A. Right. 21 Q. Now, the elieve Do you also take eye drops? 22 drops? 23 A. Yes. 25 A. A-l-p-h-a-g-a-n. It is a solution of zero point one. 26 Ma'am, could you give us that and we can put that on the record? We can attach it, so we can all have it. Would that help you out, Zach? 10 Q. Ms. Baldwin, all of the medicines that you've taken this morning, do any of those medicines prevent you from being able to testify right now at this deposition? 27 A. I don't think so. 28 Q. You are not having any side effects from any of those medicines right now, are you? 29 A. No. 20 Q. You are not having any side effects from any of those medicines right now, are you? 20 A. No. 21 MR. WALLER: Yes. Ma'am, is that a copy that we can have? 22 ThE WITNESS: I can copy it. 24 A. That's It's in parentheses after the La-s-i-x. 25 THE WITNESS: I can copy it. 26 MR. WALLER: Is that an action to this other one that MR. Johnson at powe taken this medicines? 26 MR. COLLINS: Help us out, David. 27 THE WITNESS: I that correcty that you are looking at now? 28 MR. COLLINS: Help us out, David. 29 THE WITNESS: I can copy it. 30 MR. WALLER: Is that in addition to this other one that MR. Poll-LIPS: Help us out, David. 31 MR. COLLINS: Help us out, David. 32 MR. HENDERSON: They are two different ones. One is 33 more recent, February 18th, 30 MR. PHILLIPS: Let's copy them both, please. 34 Davided — this one is dated 12/28/2007. This other one is more recent, February 18th, 30 MR. PHILLIPS: Let's copy them both, please. 34 Davided — this one is dated 12/28/2007. This other one is more recent, February 18th, 30 MR. PHILLIPS: Let's copy them both, please. 35 Davided — this one	6	Q. So it slows down your urinary tract system	6	do you have another copy of
9 A. It helps send me. 10 Q. Oh, it helps send you to the bathroom. All right. 11 right. 12 A. F-u-r-o-s-e-m-i-d-e. 13 Q. Do you know what that medicine is for? 14 A. That's It's in parentheses after the 15 L-a-s-i-x. 16 Q. Okay. So that's part of the Lasix? 17 A. Yeah. 18 Q. Now, those three medicines, you've taken 19 those this morning; is that correct? 19 Q. Now, I believe Do you also take eye 22 drops? 23 A. Yes. 21 Q. What's the name of that medicine? 24 A. A-I-p-h-a-g-a-n. It is a solution of zero 23 point one. 25 A. MR. WALLER: Do y'all want to do 16 interrupt. 26 MR. WALLER: Do y'all want to do 16 interrupt. 27 MR. WALLER: Do y'all want to do 16 interrupt. 28 that and we can put that on the record? We can attach it, so we can all have it. Would that help you out, Zach? 29 Q. Ms. Baldwin, all of the medicines that you've taken this morning, do any of those medicines prevent you from being able to testify right now at this deposition? 16 A. I don't think so. 20 Q. You are not having any side effects from any of those medicines right now, are you? 20 A. No.	7	or stops you from using the bathroom all the	7	that?
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12 A. F-u-r-o-s-e-m-i-d-e. 12 THE WITNESS: I can copy it. 13 MR. WALLER: Is that another copy 14 A. That's - It's in parentheses after the 15 L-a-s-i-x. 16 Q. Okay. So that's part of the Lasix? 16 Q. Now, those three medicines, you've taken those this morning; is that correct? 17 A. Right. 20 A. Right. 20 A. Right. 20 THE WITNESS: Yes. 17 to this other one that MR. WALLER: Is that in addition to this other one that MR. Johnson has? MR. COLLINS: Help us out, David. THE WITNESS: I that in addition to this other one that MR. Johnson has? MR. COLLINS: Help us out, David. THE WITNESS: I that in addition to this other one that MR. Johnson has? MR. COLLINS: Help us out, David. THE WITNESS: I that in addition to this other one that MR. Johnson has? MR. COLLINS: Help us out, David. THE WITNESS: I that in addition to this other one that MR. Johnson has? MR. COLLINS: Help us out, David. THE WITNESS: I that in addition to this othe one that MR. Johnson has? MR. COLLINS: Help us out, David. THE WITNESS: I that in addition to this othis in the pown. David. THE WITNESS: I than the pown. David. THE WITNESS: I that nother to this other one that MR. Johnson has? MR. COLLINS: Help us out, David. THE WITNESS: I think it's the same thing. MR. HENDERSON: They are two different ones. One is Page 12 Updated — this one is dated 12/28/2007. This other one is more recent, February 18th, Vol. MR. PHILLIPS: Let's copy them both, please. Q. Ms. Baldwin, state your address. Where do you currently live? Q. Whe day ou live there with? Q. Who do you live there with? Q. Who do you live there with? Q. Who do you live there with? Q. Mn. Baldwin, state your address. Where do you currently live? Q. Who do you live there with? Q. Mn. Baldwin, state your address. Where do you currently live? Q. Who do you live there with? Q. Who do you live there wi	11		11	•
13 Q. Do you know what that medicine is for? 14	12		100	• •
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help you out, Zach? Q. Ms. Baldwin, all of the medicines that you've taken this morning, do any of those medicines prevent you from being able to testify right now at this deposition? A. I don't think so. Q. None of them affect your mental abilities to be able to answer questions that I ask you? A. I don't think so. Q. You are not having any side effects from any of those medicines right now, are you? A. No.			-	
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medicines prevent you from being able to testify right now at this deposition? A. I don't think so. O. None of them affect your mental abilities to be able to answer questions that I ask you? A. I don't think so. O. You are not having any side effects from any of those medicines right now, are you? A. No. Modern definition of the prior to that? O. Does his wife live there as well? A. Yes. O. And how long have you lived there? A. Since July the 27th. O. Since the accident that we are here today? A. Yes. O. Where did you live prior to that? A. 1235 North Conestoga Street. And that's in Philadelphia, Pennsylvania.			819	
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22 A. No. 22 Philadelphia, Pennsylvania.				
	41	-		
23 Q. At the appropriate time you can give a list 23 Q. who did you live with:		A NO.		
	22			

Page 13 1 A. My sister. 2 Q. What is her name? 3 A. Robert's mother. 4 Q. Can you give her name, for the record, 5 please? 6 A. Irena Johnson. 7 Q. And did you own that home on Conestoga in 8 Philadelphia? 8 A. Yes. 10 Q. And what happened? Did you sell it to 11 Ms. Johnson? 11 Ms. Johnson? 12 A. Yes. 13 Q. And do you remember when you told sold it to 16 her? 15 A. No. 16 Q. Was it ten years ago? Twenty years ago? 17 A. Oh, longer than that. 18 Q. Maybe thirty years ago you owned that 2 home, correct? 19 A. Possibly. 20 Q. So about thirty years ago you owned that 2 home, correct? 21 A. Right. I think we purchased it in — it 2 your referring to? 22 A. Right. I think we purchased it in — it 2 your referring to? 3 A. My husband. 4 Q. And at some point after that you sold it to 2 your sister Irena Johnson? 5 A. Yes. 6 Q. When you say we purchased it, who are 2 your referring to? 8 A. I would think so. 9 Q. Home you say it to her, was the home solely in her name? 9 A. I would think so. 9 Q. When you say it to her, was the home solely in her name? 9 A. I would think so. 9 Q. When you say it to her, was the home solely in her name? 9 A. I would think so. 9 Q. When you say it to her, was the home solely in her name? 9 A. I would think so. 9 Q. When you was it it to her, was the home solely in her name? 9 A. I would think so. 9 Q. When you was it it to her, was the home solely in her name? 9 A. I would think so. 9 Q. What is if air to say that you — Take your time if some of these questions are difficult. 9 You just let me know and well stop and you and Irena? 18 You but have hill years? 19 Q. Now, during the time in which you and Irena? 19 Q. Now during the time in which you and Irena? 10 Q. Now during the time in which you and Irena? 11 Q. And so that pour terming the time in which you and Irena? 12 Q. When did you begin living with your sister Irena Johnson? 11 A. I would think so. 12 Q. When you say we purchased it in — it you purchased it i			_	
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5 please? 6 A. Irena Johnson. 7 Q. And did you own that home on Conestoga in Philadelphia? 9 A. Once upon time. It's been quite a while. 10 Q. And what happened? Did you sell it to Ms. Johnson? 11 Ms. Johnson? 12 A. Yes. 13 Q. And do you remember when you told sold it to her? 14 her? 15 A. No. 16 Q. Was it ten years ago? Twenty years ago? 16 A. Possibly. 17 A. Oh, longer than that. 18 Q. Maybe thirty years ago? 19 A. Possibly. 20 Q. So about thirty years ago? 21 A. Right. I think we purchased it in it might have been in '42. 21 home, correct? 22 A. Right. I think we purchased it in it might have been in '42. 23 C. And at some point after that you sold it to your sister Irena Johnson? 4 Q. And at some point after that you sold it to your sister Irena Johnson? 4 A. I would think so. 10 Q. And when did you begin living with your sister Irena Johnson? 24 A. If's not clear to me because I lived in Willow Grove? 25 A. That's a suburb of Philadelphia. 26 Q. Mond did you move in with your sister Irena Johnson after your husband passed away? 27 A. Yes. 28 But how long did you live with Irena, justy you and Irena? Was it ten years? 4 A. More. 4 A. Yes. 4 A. Yes. 5 But how long did you live with Irena, justy you and Irena? Was it ten years? 6 A. More. 9 Q. About twenty years? 8 A. More. 9 Q. About twenty years? 10 A. Yeah. 12 Q. Mad has it only been you two that just lived together, you and Irena? 14 Q. Were you retired at that point? 15 A. Yes. 16 Q. When did you ive with in who are your referring to? 17 A. Oh, longer than that. 18 Q. Maybe thirty years ago? 19 A. Possibly. 19 Q. Were you retired at that point? 19 A. Yes. 20 Q. So about thirty years ago you owned that home, correct? 21 A. Right. I think we purchased it in it year? 22 A. Right. I think we purchased it in it year? 23 C. So in about '76 you retired, and you and lrena? 24 A. Yes. 25 Q. When you said it to her, was the home solely in her name? 26 A. Yes. 27 Q. When you said it to her, was the home solely in her name? 28 A. It's not clear to me bec	4	O. Can you give her name, for the record,	4	
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7 Q. And did you own that home on Conestoga in Philadelphia? 8 A. Once upon time. It's been quite a while. 10 Q. And what happened? Did you sell it to Ms. Johnson? 11 Ms. Johnson? 12 A. Yes. 13 Q. And do you remember when you told sold it to the her? 14 A. No. 15 A. No. 16 Q. Was it ten years ago? Twenty years ago? 17 A. Oh, longer than that. 18 Q. Maybe thirty years ago? 18 A. Possibly. 19 Q. So about thirty years ago? 20 A. So about thirty years ago you owned that home, correct? 21 A. Right. I think we purchased it in it might have been in '42. 22 A. Right. I think we purchased it, who are you referring to? 23 A. My husband. 4 Q. And at some point after that you sold it to your sister Irena Johnson? 4 A. Yes. 7 Q. When you said it to her, was the home solely in her name? 9 A. I would think so. 10 Q. And when did you begin living with your sister Irena Johnson? 10 Q. And when did you begin living with your sister Irena Johnson? 10 Q. And when did you begin living with your sister Irena Johnson? 11 A. With my husband. 12 Q. Mat's Willow Grove? 13 A. Was. 14 Q. What's Willow Grove? 15 A. That's a suburb of Philadelphia. 16 Q. Who did you live with in Willow Grove? 17 A. With my husband. 18 Q. And did you move in with your sister Irena Johnson after your husband passed away? 19 Q. Ayes. 20 Do you remember when your husband passed away? 21 A. Yes. 22 Q. Do you remember when your husband passed away? 23 A. Yes. 24 Part of the time. 25 A. Was Irena working at that time? 26 A. Yes. 27 Q. Wow, when you say part of the time, would you say she worked maybe twenty hours a week		•		
8 Philadelphia? 9 A. Once upon time. It's been quite a while. 10 Q. And what happened? Did you sell it to 11 Ms. Johnson? 12 A. Yes. 13 Q. And do you remember when you told sold it to 14 her? 15 A. No. 16 Q. Was it ten years ago? Twenty years ago? 16 A. Oh, longer than that. 17 Q. Maybe thirty years ago? 18 A. Yes. 19 A. Possibly. 19 Q. So about thirty years ago? 19 A. Possibly. 20 Q. So about thirty years ago you owned that 21 home, correct? 22 A. Right. I think we purchased it in it 22 you referring to? 23 A. My husband. 4 Q. And as it only been you two that just lived together, you and Irena? 29 A. Yes. 20 When did you retired at that point? 20 Q. When did you retire? Do you remember what year? 21 A. In seventy Let's see. It might have been '76. I'm not sure. In the '70s. 23 Q. And is it fair to say since that point, sometime around 1976 you and Irena lived together, is that correct? 21 A. Yes. 22 A. Yes. 3 A. My husband. 4 Q. And as it only been you two that just lived together, you and Irena? 4 A. Yes. 5 Q. When did you retired at that point? 6 A. Yes. 7 Q. When did you retire? Do you remember what year? 1 Irena lived together, is that correct? 2 A. Yes. 3 Q. And is it fair to say since that point, sometime around 1976 you and Irena lived together, is that correct? 4 A. Yes. 6 Q. And as it only been you two that just lived together, you and Irena? 7 A. Yes. 9 Q. When did you retired at that point? 8 A. Yes. 9 Q. Mad is it fair to say since that point, sometime around 1976 you and Irena lived together, were you working? 8 A. Yes. 9 Q. Tell me about the house that y'all lived in. How many bedrooms was it? 9 A. Three. 10 Q. And she had her own room? 11 A. Yes. 11 Q. And she had her own room? 12 A. Yes. 13 A. Yes. 14 Q. What's Willow Grove or a few years. 15 A. Yes. 16 Q. Now, the house was solely in Irena's name at that point, correct? 17 A. Yes. 18 A. Yes. 19 Q. Now, did you have your own room? 19 A. Yes. 10 Pown and the your husband passed away? 10 Q. Now, when you say part of the time, would you say				
9 A. Once upon time. It's been quite a while. 10 Q. And what happened? Did you sell it to 11 M. Johnson? 12 A. Yes. 13 Q. And do you remember when you told sold it to 14 her? 15 A. No. 16 Q. Was it ten years ago? Twenty years ago? 17 A. Oh, longer than that. 18 Q. Maybe thirty years ago? 18 A. Possibly. 19 Q. Were you retired at that point? 19 Q. Were you retired at that point? 10 Q. Were you retired at that point? 11 Q. Were you retire? Do you remember what year? 11 A. Right. I think we purchased it in it your referring to? 12 A. When you say we purchased it, who are you referring to? 19 Q. 1942. When you say we purchased it, who are you referring to? 20 Q. So about thirty years ago you owned that home, correct? 21 A. Right. I think we purchased it, who are you referring to? 22 A. My husband. 23 A. My husband. 24 Q. And at some point after that you sold it to your sister Irena Johnson? 25 A. Yes. 26 A. Yes. 27 A. No. 28 When did you retire? Do you remember what year? 29 A. My husband. 20 Q. So in about '76 you retired, and you and 29 A. Yes. 20 And when did you begin living with your sister Irena Johnson? 20 And when did you begin living with your sister Irena Johnson? 21 A. Three. 22 A. That's a suburb of Philadelphia. 23 A. Yes. 34 A. Yes. 45 A. Three. 46 A. Yes. 47 Yes. 48 A. Yes. 49 Q. When did you retire? Do you remember what year? 40 A. Yes. 40 And at some point after that you sold it to your sister Irena Johnson? 40 Q. And when did you begin living with your sister Irena Johnson? 41 A. Yes. 41 Page 14 42 Page 14 43 A. Yes. 44 Page 15 45 A. No. 47 Yes. 46 A. Yes. 47 Yes. 48 A. My husband. 49 And did you move in with your sister Irena Johnson after your husband passed away? 40 A. Yes. 41 Page 16 42 Page 14 43 A. Yes. 44 Page 16 44 Page 16 45 A. Yes. 46 A. Yes. 47 Yes. 48 A. My husband. 49 And did you begin living with your sister Irena Johnson? 40 And when did you begin living with your sister Irena Johnson after your husband passed away? 40 A. Yes. 41 Page 16 42 A. Yes. 43 A. Wes. 44 Yes. 45 A. Yes. 4				•
10 Q. And what happened? Did you sell it to 11 Ms. Johnson? 12 A. Yes. 13 Q. And do you remember when you told sold it to 14 her? 15 A. No. 16 Q. Was it ten years ago? Twenty years ago? 16 Q. Was it ten years ago? Twenty years ago? 17 A. Oh, longer than that. 18 Q. Maybe thirty years ago? 19 A. Possibly. 20 Q. So about thirty years ago you owned that 21 home, correct? 22 A. Right. I think we purchased it in it 23 might have been in '42. 10 Q. 1942. When you say we purchased it, who are 25 you referring to? 26 A. Yes. 27 Q. When you said it to her, was the home solely 28 in her name? 29 A. I would think so. 20 Q. When you said it to her, was the home solely 30 in her name? 31 A. When you said it to her, was the home solely 32 in her name? 33 A. If's not clear to me because I lived in 34 Q. And has it only been you two that just lived together, you and Irena 35 (A. Yes. 36 A. No. 37 Q. Were you retired at that point? 38 A. No. 39 A. In seventy Let's see. It might have been 39 A. My husband. 40 Q. And at some point after that you sold it to 40 your sister Irena Johnson? 41 Q. And as some point after that you sold it to 41 yound threna? 42 Yes. 43 A. Yes. 44 Q. And as it only been you two that just lived together, you and Irena 45 Q. Were you retired at that point? 46 A. Yes. 47 Yes. 48 Q. When did you retire? Do you remember what 49 year? 49 A. In seventy Let's see. It might have been 40 Yes. 41 Irena lived together, is that correct? 42 A. Yes. 43 A. Yes. 44 Q. And at some point after that you sold it to 45 your sister Irena Johnson? 46 A. Yes. 57 Q. And is it fair to say since that point, 58 sometime around 1976 you and Irena 59 A. I'm sould think so. 50 A. Yes. 51 C. Tell me about the house that y'all lived in: 50 How many bedrooms was it? 51 A. Yes. 52 Q. Now, did you have your own room? 53 A. Yes. 54 Q. And she had her own room? 55 A. Yes. 65 Q. Now, the house was solely in Irena's name at that point, correct? 51 A. Yes. 67 Page to 68 A. Yes. 69 A. Wes Pour and Irena 69 A. Yes. 60 A. Yes. 60 A. Yes.		•		
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12 A. Yes. 13 Q. And do you remember when you told sold it to 14 her? 14 her? 15 A. No. 16 Q. Was it ten years ago? Twenty years ago? 16 Q. Maybe thirty years ago? 17 A. Oh, longer than that. 18 Q. Maybe thirty years ago? 18 A. Yes. 19 Q. So about thirty years ago you owned that home, correct? 20 Q. So about thirty years ago you owned that home, correct? 21 A. Right. I think we purchased it in it you referring to? 22 A. Right. I think we purchased it, who are you referring to? 23 A. My husband. 24 Q. And at some point after that you sold it to your sister Irena Johnson? 25 A. I would think so. 26 Q. When you said it to her, was the home solely in her name? 27 A. I would think so. 28 A. I would think so. 39 A. I would think so. 40 Q. And when did you begin living with your sister Irena Johnson? 41 Q. Mad's Willow Grove? 42 A. It's not clear to me because I lived in Willow Grove for a few years. 43 Q. Whot did you live with in Willow Grove? 44 A. With my husband. 45 Q. Whot did you live with in Willow Grove? 46 A. Yes. 47 Q. Whot did you live with in Willow Grove? 48 A. With my husband. 49 Q. Mod did you live with in Willow Grove? 40 A. With my husband passed away? 40 A. Yes. 41 Q. Wore you retired at that point? 4 A. Yes. 40 Q. Wher you retired at that point? 40 Q. Wher you retired? 41 A. Yes. 41 Q. When did you retire? Do you remember what year? 42 A. Inseventy Let's see. It might have been '76. I'm not sure. In the '70s. 41 I the '70s. 42 A. Yes. 43 A. My husband. 44 Q. And at some point after that you sold it to together at that point. 45 A. Yes. 46 A. Yes. 47 Yes. 48 Therea lived together, vere you working? 49 A. Yes. 40 Q. Mer you retired at that point? 40 A. Yes. 41 A. Yes. 41 Page 16 41 I Irena lived together, is that correct? 41 A. Yes. 42 A. Yes. 43 A. Yes. 44 Yes. 45 Q. And is it fair to say since that point, sometime around 1976 you and Irena lived together, is that correct? 44 A. Yes. 45 Q. And is it fair to say since that point, sometime around 1976 you and brena lived together, is that correc			1.5	
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17 A. With my husband. 18 Q. And did you move in with your sister Irena 19 Johnson after your husband passed away? 20 A. Yes. 21 Q. Do you remember when your husband passed 22 away? 23 A. With my husband. 24 that point, correct? 26 A. Yes. 27 Q. Was Irena working at that time? 28 A. Part of the time. 29 Q. Now, when you say part of the time, would you say she worked maybe twenty hours a week				
Q. And did you move in with your sister Irena Johnson after your husband passed away? A. Yes. Q. Do you remember when your husband passed away? Is A. Yes. Q. Was Irena working at that time? A. Part of the time. Q. Now, when you say part of the time, would you say she worked maybe twenty hours a week				
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22 away? 22 you say she worked maybe twenty hours a week				The state of the s
25 11, 110,		•		
		11, 110,		01 30.

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	Page 1	7	Page 19
1	A. Yes.	1	household that you ran? Would it be safe to
2	Q. Was this at the laundry facility that she	2	say that? That y'all had your own affairs
3	worked at?	3	that you ran even though y'all lived under
4	A. Yes.	4	the same roof?
5	Q. How did y'all handle the bills in the house?	5	MR. PHILLIPS: Object to the form.
6	Did y'all put everything together?	6	Q. Do you understand my question?
7	 I bought all foods and she prepared. 	7	A. No.
8	Q. Now, did y'all have the same bank accounts?	8	Q. The fact that y'all lived together under the
9	A. No.	9	same roof, that didn't mean that you-all
10	Q. Y'all had separate bank accounts?	10	shared each others affairs, did it?
11	A. Yes.	11	A. Sort of.
12	Q. So y'all didn't mix y'all's money together,	12	Q. Sort of?
13	did you?	13	A. Yeah. We bowled together three times a
14	A. No.	14	week.
15	Q. Is it safe to say that whatever money she	15	Q. So y'all did social things together, right?
16	brought in, she had her own way of	16 17	A. Yeah.
17	accounting for her money? A. Right.	18	Q. But in terms of one person ruling the household or having a domination over the
19	Q. And she spent that money however she saw	19	household, that wasn't a fact, was it?
20	fit?	20	A. No.
21	A. Right	21	MR. PHILLIPS: Object to the form.
22	Q. Would it be safe to say that you did the	22	Q. In terms of either you or Ms. Johnson being
23	same? Whatever money you brought into the	23	the head of the household, would that have
	Page 18		Page 20
1	house, you accounted for it and you spent it	1	been either one of y'all?
2	how you saw fit?	2	A. No.
3	A. Yes.	3	Q. So it would be safe to say that y'all kind
4	Q. Did you have any control over and I'm	4	of had your separate households?
5	talking about when y'all lived together	5	MR. PHILLIPS: Object to the form.
6	did you have any control over where Irena	6	A. We practically just did the same thing.
7	went?	7	Q. With regard to your social activities?
8	A. No.	8	A. Right.
9	Q. She pretty much had her own schedule?	9	Q. That's what you are referring to?
10	A. Right.	10	A. Right.
11	Q. And she came and went as she pleased? Would	11	Q. How old are you, Ms. Baldwin?
12	it be safe to say that?	12	A. Ninety-one.
14	A. Right.	13 14	Q. What is your Social Security number? A. 160-24-0651 A.
15	Q. And you as well, you came and went as you	193	
	nleased?	15	[] Now hetere you retired what lies at warmer =
	pleased?	15	Q. Now, before you retired what line of work
16	A. Yes.	16	did you do?
16 17	A. Yes. Q. No one told you when and what time you had	16 17	did you do? A. Teach.
16 17 18	A. Yes.Q. No one told you when and what time you had to come home, did they?	16 17 18	did you do? A. Teach. Q. Now, did you hold some type of certificate
16 17 18 19	A. Yes.Q. No one told you when and what time you had to come home, did they?A. No.	16 17 18 19	did you do? A. Teach. Q. Now, did you hold some type of certificate to teach?
16 17 18	A. Yes.Q. No one told you when and what time you had to come home, did they?A. No.Q. Would it be safe to say, Ms. Baldwin, that	16 17 18 19 20	did you do? A. Teach. Q. Now, did you hold some type of certificate to teach? A. Yes.
16 17 18 19 20	A. Yes.Q. No one told you when and what time you had to come home, did they?A. No.	16 17 18 19	did you do? A. Teach. Q. Now, did you hold some type of certificate to teach? A. Yes. Q. Were you licensed with a state agency?
16 17 18 19 20 21	 A. Yes. Q. No one told you when and what time you had to come home, did they? A. No. Q. Would it be safe to say, Ms. Baldwin, that even though y'all lived together under the 	16 17 18 19 20 21	did you do? A. Teach. Q. Now, did you hold some type of certificate to teach? A. Yes. Q. Were you licensed with a state agency?

February 27th and 28th, 2008

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	Page 2	1	Page 23
1	A. Pennsylvania.	1	anyone that lives in Alabama?
2	Q. And how long did you hold that license?	2	A. I don't think so.
3	A. Until I retired.	3	Q. As far as you know, you have no relatives in
4	Q. Until you retired. Do you remember when you	4	Alabama?
5	got it?	5	A. I don't think so.
6	A. I had it written down someplace.	6	Q. Have you ever been arrested before?
7	Q. Maybe you might remember this way. Do you	7	A. No.
8	know how many years you taught before you	8	
9	retired?		Q. Have you ever filed bankruptcy before?A. No.
10		9	
11	A. Not that long because it was under a	10	Q. Have you ever sued anyone before, been a
	disability.	11	plaintiff in a case?
12	Q. When you say it was under disability, is	12	A. No.
13	that why you retired?	13	Q. Have you ever been sued before?
14	A. Yes.	14	A. No.
15	Q. And tell me about your disability. What was	15	Q. And what about being a witness in a case?
16	the disability that caused you to retire?	16	Have you ever been a witness in any case and
17	A. They thought it was my heart. And the	17	had to go to court and testify about it or
18	pacemaker, that didn't help at all. Later	18	sit in a deposition like this about it?
19	they took it out because they said the	19	A. No.
20	pacemaker was the problem.	20	Q. And that card that you are looking for, you
21	Q. Do you remember when you got that pacemaker?		can provide it to your attorney.
22	A. No.	22	(Plaintiff's Exhibit Number Five
23	Q. Do you remember what approximate year that	23	marked for identification.)
	Page 22		Page 24
1	was?	1	Q. Let's go back real briefly, Ms. Baldwin, and
2	A. No, I don't. In the '70s, though.	2	talk about your medical history. And I have
3	Q. When you retired because of your disability,	3	a Let me show you what I'm going to mark
4	did you get some form of disability income?	4	as Plaintiff's Exhibit Number Five. And I
5	A. I guess I collected Social Security.	5	believe this is a document that you just
6	Q. Are you on Social Security right now?	6	provided everybody in the room. Will you
7	A. Yes.	7	take a look at that? Is that the document
8	Q. Is it SSD? Is that what you get, Social	8	you just gave everyone in the room?
9	Security disability? Or is it SSI? Do you	9	A. Yes.
10	know?	10	Q. Why don't you just take a look at it. Look
11	A. It's the high standard of whatever it is.	11	at that one right there. Let's talk about
12		12	the first prescription. It's called
13	Q. And you've been getting that since the '70s'? A. Yes. I'm about to break them.	13	Aricept.
14	Q. While you are looking for that, do you know	14	A. Right.
15	how much you get in Social Security	15	Q. It looks like the purpose is for dementia?
16	disability income?	16	A. Right.
	•	17	
17	While you are looking for that, I'm	18	Q. When were you diagnosed with dementia? Do
18	going to ask you a couple of questions. If		you remember?
19	you need me to pause for a second, I will.	19	A. It's been a long time.
20	Okay?	20	Q. A long time?
21	Have you ever been to Alabama before?	21	A. Yes.
22	A. Yes.	22	Q. Were you diagnosed with dementia prior to
23	Q. Do you know anyone or are you related to	23	July 27th of 2007?

21 A. Yes. 21 Q. These eye drops that you take, are you	БСРС			
2 Q. Before the accident? 3 A. Uh-huh (positive response). 4 Q. And on the date of the accident, were you taking Arcept or any other medicine for dementia? 7 A. Yes. N-a-m-e-n-d-a. 8 Q. That's listed on Plaintiff's Exhibit Number Five as number six, is that correct? 10 A. Uh-huh (positive response), number six. 11 Q. Do you take both Aricept and Namenda? 12 A. Yes. 13 Q. You take both of them for dementia? 14 A. Yes. 15 Q. I believe you take a ten milligram tablet of Arcept and a five milligram tablet of Namenda; is that correct? 16 A. Yes. 17 A. Yes. 18 Q. I believe you take a ten milligram tablet of Namenda; is that correct? 18 A. Yes. 19 MR. HENDERSON: Let me just clarify this. Are you talking about now or before or at the time of the accident? 10 about now or before or at the time of the accident? 11 both. 12 Q. Do you take both of them now? 13 A. Yes. 14 Q. Do you take both of them mow? 15 A. Yes. 16 Q. Do you take both of them now? 17 Q. Were you taking both of those at that time? 18 A. Yes. 19 Page 28 A. Yes. 10 Q. Number two Fexofendadine, that's the antihistamine I think you testified earlier. 10 A. Yes. 11 Q. Number two Fexofendadine, that's the antihistamine I think you testified earlier. 12 Are you taking that medicine was well? 13 A. Yes. 14 Q. And on July 27th, the day of the accident, were you taking that medicine was well? 15 Q. And let's for speed's sake, all of the medicines that you have listed there, one through eight, are you currently taking all of those medicines right now? 14 A. Yes. 15 Q. And you take them on a daily basis? 15 Doth. 16 Arcept and a fixed or rect? 17 A. Yes. 18 Q. Do you have any side effect? 19 A. Yes. 20 Do you have any side effect? 21 A. Yes. 22 D. And you take them on a daily basis? 23 MR. COLLINS: Actually kind of the accident, were you taking that medicine was well? 24 Q. And on July 27th, the day of the accident, were you taking that medicine was well? 25 A. Yes. 26 D. See the Aricept make you dizzy and things of that nature, do they? 27 A. I don't think so. 28 D.		Page 2	5	Page 27
2 Q. Before the accident? 3 A. Uh-huh (positive response). 4 Q. And on the date of the accident, were you taking Arcept or any other medicine for dementia? 5 A. Yes. N-a-m-e-n-d-a. 8 Q. That's listed on Plaintiff's Exhibit Number Five as number six, is that correct? 10 A. Uh-huh (positive response), number six. 11 Q. Do you take both Aricept and Namenda? 12 A. Yes. 13 Q. You take both Aricept and Namenda? 14 A. Yes. 15 Q. I believe you take a ten milligram tablet of Arcept and a five milligram tablet of Arcept and a five milligram tablet of Namenda; is that correct? 16 A. Yes. 17 A. Yes. 18 A. Yes. 18 A. Yes. 19 MR. HENDERSON: Let me just clarify this. Are you talking about now or before or at the time of the accident? 21 about now or before or at the time of the accident? 22 MR. COLLINS: Actually kind of 23 MR. COLLINS: Actually kind of 24 Q. Doy ou take both of them now? 25 A. Yes. 26 A. Beg your pardon? 27 Q. Were you taking both of those at that time? 28 A. Yes. 29 A. Yes. 20 Q. Number two Fexofendadine, that's the antihistamine I think you testified earlier. 21 Are you taking that mow? 22 A. Yes. 23 A. Yes. 24 Q. And on July 27th, the day of the accident, were you taking that medicine was well? 28 A. Yes. 29 A. Yes. 20 And let's for speed's sake, all of the medicines that you have listed there, one through eight, are you currently taking all of those medicines right now? 26 A. Yes. 27 A. Yes. 28 Q. Doos that both of them for dementia? 29 A. Yes. 30 Do you have any side effect? 40 Q. And on July 27t, 20007 were you taking both of those medicines at that time? 41 Q. And on July 27th, the day of the accident, were you taking that medicine was well? 42 Q. And on July 27th, the day of the accident, were you taking that medicine was well? 43 A. Yes. 44 C. And on July 27th, the day of the accident, were you taking that medicine was well? 45 A. Yes. 46 A. Yes. 47 C. But none of them make you dizzy and things of that nature, do they? 48 A. Yes. 49 C. But none of them make you dizzy and things of that nature, do the	1	A. Yes.	1	O. And if I believe I understand you correctly.
3 A. Uh-huh (positive response). 4 Q. And on the date of the accident, were you taking Ancept or any other medicine for dementia? 5 A. Yes. N-a-m-en-d-a. 8 Q. That's listed on Plaintiff's Exhibit Number Five as number six, is that correct? 9 A. Yes. Q. Do you take both Aricept and Namenda? 12 A. Yes. 13 Q. You take both of them for dementia? 14 A. Yes. 15 Q. I believe you take a ten milligram tablet of Aricept and a five milligram tablet of the accident, July 27, 20007, believe you taking the deficts from any of those m	1 2			
4 Q. And on the date of the accident, were you taking Aricept or any other medicine for dementia? 7 A. Yes. N-a-m-en-d-a. 8 Q. That's listed on Plaintiff's Exhibit Number Five as number six; is that correct? 10 A. Uh-huh (positive response), number six. 11 Q. Do you take both Aricept and Namenda? 12 A. Yes. 13 Q. You take both of them for dementia? 14 A. Yes. 15 Q. Delieve you take a ten milligram tablet of Aricept and a five milligram tablet of Namenda; is that correct? 16 A. Yes. 17 A. Yes. 18 A. Yes. 19 MR. HENDERSON: Let me just clarify this. Are you talking about now or before or at the time of the accident? 21 about now or before or at the time of the accident? 22 MR. COLLINS: Actually kind of those at that time? 23 MR. COLLINS: Actually kind of of those at that time? 24 Q. Prior to July 27, 20007 were you taking both of those at that time? 25 A. Yes. 26 De you take both of them now? 27 Q. Were you taking both of those medicines at that time? 28 A. Yes. 29 A. Yes. 20 Q. Number two Fexofendadine, that's the antihistamine I think you testified earlier. 29 A. Yes. 20 Q. Number two Fexofendadine, that's the antihistamine I think you testified earlier. 29 A. Yes. 20 Q. Number two Fexofendadine, that's the antihistamine I think you testified earlier. 21 Q. And let's for speed's sake, all of the medicines that you have listed there, one through eight, are you currently taking all of those medicines right now? 20 Q. And you take them on a daily basis? 21 A. Yes. 22 Q. And you take them on a daily basis? 22 Land you take them on a daily basis? 23 And on July 27th, the day of the accident, were you taking that medicine was well? 24 A. Yes. 25 A. Yes. 26 De you take and to fitnem? 27 A. Yes. 28 Q. Do you have any side effects from any of those medications? 29 A. Yes. 20 Do you take both of them now? 21 A. Yes. 22 Q. But none of them make you see things sometimes that are really not there in the daytime? 28 A. Yes. 29 Does the Aricept make you see things of that nature, do they? 29 A. Yes. 20 But none of them make				
taking Aricept or any other medicine for dementia? A. Yes. N-a-m-e-n-d-a. Q. That's listed on Plaintiff's Exhibit Number Five as number six, is that correct? A. Uh-huh (positive response), number six. Q. Do you take both Aricept and Namenda? A. Yes. Q. You'take both of them for dementia? A. Yes. Q. I believe you take a ten milligram tablet of Aricept and a five milligram tablet of Namenda; is that correct? A. Yes. MR. HENDERSON: Let me just clarify this. Are you talking about now or before or at the time of the accident? MR. COLLINS: Actually kind of Page 26 Do you take both of them now? A. Yes. Q. Do you take both of them now? A. Yes. Q. Do you take both of them now? A. Yes. Q. Do you take both of them now? A. Yes. Q. Do you take both of them now? A. Yes. Q. Do you take both of them now? A. Yes. Q. Do you take both of them now? A. Yes. Q. Do you take both of them now? A. Yes. Q. Do you take both of them now? A. Yes. Q. Do you take both of them now? A. Yes. Q. Do you take both of them now? A. Yes. Q. Do you take both of them now? A. Yes. Q. Do you take both of them now? A. Yes. Q. Do you take both of them now? A. Yes. Q. Do you take both of them now? A. Yes. A. Yes. Q. Do you take both of them now? A. Yes. Q. Do you take both of them now? A. Yes. Q. Do you take both of them now? A. Yes. Q. Do you take both of them now? A. Yes. Q. Do you take both of them now? A. Yes. Q. Do you take both of them now? A. Yes. Q. Do you take both of them now? A. Yes. Q. Do you take both of them now? A. Yes. Q. Do you take both of them now? A. Yes. Q. Do you take both of them now? A. Yes. Q. Do you take both of them now? A. Yes. Q. Do you take both of them now? A. Yes. Q. Do you take both of them now? A. Yes. Q. Do you take both of them now? A. Yes. Q. Do you take both of them now? A. Yes. Q. Do you take both of them now? A. Yes. Q. Do you take both of them now? A. Yes. Q. Do you take both of them now? A. Yes. Q. Do you take both of them now? A. Yes.				
dementia? A. Yes. Na-m-e-n-d-a. Q. You ve taken all of them? A. Yes. Na-m-e-n-d-a. Q. Now, on July 27th were you taking those eight medications? A. Yes. Do you take both Aricept and Namenda? A. Yes. July 27, 2007, I believe you taking those eight medications that you were staking on the date of the accident, July 27, 2007, I believe you testified that you are still taking those same eight medications today; is that correct? A. Yes. MR. HENDERSON: Let me just clarify this. Are you talking about now or before or at the time of the accident? MR. COLLINS: Actually kind of Page 26 Do you take both of them now? A. Yes. Q. Do you take both of them now? A. Yes. Q. Prior to July 27, 20007 were you taking both of those at that time? A. Yes. Q. Number two Fexofendadine, that's the antihistamine I think you testified earlier. Are you taking that now? A. Yes. Q. And on July 27th, the day of the accident, were you taking that medicine was well? A. Yes. A. Yes.				
7 A. Yes. Na-m-en-d-a. 8 Q. That's listed on Plaintiff's Exhibit Number 9 Five as number six, is that correct? 10 A. Uh-huh (positive response), number six. 11 Q. Do you take both Aricept and Namenda? 12 A. Yes. 13 Q. You take both of them for dementia? 14 A. Yes. 15 Q. I believe you take a ten milligram tablet of 16 Aricept and a five milligram tablet of 17 Namenda; is that correct? 18 A. Yes. 18 A. Yes. 19 MR. HENDERSON: Let me just 20 clarify this. Are you talking 21 about now or before or at the 22 time of the accident? 23 MR. COLLINS: Actually kind of 24 Q. Do you take both of them now? 25 A. Yes. 4 Q. Prior to July 27, 20007 were you taking both 26 A. Beg your pardon? 27 Q. Were you taking both of those medicines at that time? 28 A. Yes. 19 Q. Now, on July 27th were you taking those eight medications? 10 A. Yes. 11 (Brief recess.) 29 (With regards to the eight medications that you are still taking those same eight medications today; is that correct? 17 A. Yes. 18 A. Yes. 19 Doyou take oth of them for dementia? 20 clarify this. Are you talking to the accident, you are still taking those same eight medications today; is that correct? 17 A. Yes. 18 Q. Doy uhave any side effects from any of those medications? Do they make you dizzy or slow moving or something to that effect? 19 A. Yes. 11 Doth. 22 Q. Do you take both of them now? 23 A. Yes. 4 Q. Prior to July 27, 20007 were you taking both of those medicines at that time? 4 A. Yes. 5 A. Yes. 6 Q. Prior to July 27, 20007 were you taking both of those medicines at that time? 5 A. Yes. 6 Q. Prior to July 27, 20007 were you taking both of those medicines at that time? 7 Q. Were you taking that now? 10 Q. Now take both of them now? 11 A. Yes. 12 Q. Doyou take both of them now? 12 Q. Doyou take both of them now? 13 Q. Doyou take both of them now? 14 A. Yes. 15 Q. Doyou take both of them now? 16 Q. Doyou take both of them now? 17 Q. Were you take both of them now? 18 A. Yes. 19 Q. Doyou take both of them now? 20 Q. Doyou take both of them now? 21 Q. Doyou take both		• • •		· · · · · · · · · · · · · · · · · · ·
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February 27th and 28th, 2008

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	Page 2	9	Page 31
1	Q. And you take those on a daily basis?	1	A. Male.
2	A. Yes.	2	Q. Do you know his first name?
3	Q. Are those for glaucoma?	3	A. That's the general.
4	A. Well, yes. High blood pressure and for	4	Q. That's your general
5	glaucoma.	5	A. Yes.
6	Q. You've got by the second one, the A-z-o-p-t,	6	Q general practitioner?
7	high pressure and glaucoma. Do you mean	7	A. Uh-huh (positive response).
8	that you have high pressure in your eyes?	8	MR. COLLINS: Can you get that to
9	A. Yes.	9	me?
10	Q. How long have you had glaucoma? Do you	10	MR. HENDERSON: Yes, if we can
11	remember when you were diagnosed with	11	track it down.
12	glaucoma?	12	Q. Ms. Baldwin, I'm going to ask your attorney
13	A. A long, long time ago.	13	just to get that to us. I'll send some
14	Q. A long, time ago?	14	questions with him and follow up with that.
15	A. Yes.	15	Okay?
16	Q. Is it safe to say you've been taking these	16	A. Beg your pardon?
17	eye drops or these eye drops for your	17	Q. I'll ask your attorney to get that from you
18	glaucoma for several years?	18	and he can get that to us, the information
19	A. Oh, yes.	19	for Dr. Woods.
20	Q. Do you know approximately how many years?		A. I have an appointment with him shortly.
21	A. Uh-uh (negative response).	21	Q. Okay. Are you looking for the appointment
22	O. More than ten?	22	card in your purse?
23	A. More than ten.	23	A. Yes. His name is Bruce A. Woods.
	Page 30		Page 32
1	Q. And on July 27, 2007 had you taken those eye	1	Q. Bruce A. Woods?
2	drops for your glaucoma?	2	A. Yes.
3	A. Yes.	3	Q. And he's in McDonough, or is he in Atlanta?
4	Q. Where do you normally get your prescriptions	4	A. He's in McDonough.
5	filled at, Ms. Baldwin, here in Georgia?	5	Q. We can get that information.
6	A. In Georgia?	6	A. Address?
7	Q. Do you get them filled in Georgia?	7	Q. Do you want to give it to us? Go ahead.
8	A. No. My I get them mostly in the mail.	8	A. 259 Jonesborough Road, McDowell (sic),
9	It's Prescription Solution.	9	Georgia.
10	Q. And are they prescribed by a doctor, by a	10	Q. What's that zip code?
11	physician?	11	A. 30253.
12	A. Yes.	12	Q. Thank you, Ms. Baldwin.
13	Q. What physician prescribed these particular	13	Are you currently using inhalers as
14	eye drops? Do you know his or her name?	14	well? Is that correct?
15	Is that something you think you can get	15	A. Part of the time.
16	to us at a later date?	16	Q. When you say part of the time, does your
17	A. Probably.	17	prescription say that you have to use them
18	Q. Who is your general doctor? Do you have one	18	every day?
19	here in Georgia?	19	A. No.
20	A. Yes. Woods.	20	Q. How often are you to use your inhalers?
21	Q. Dr. Woods?	21	A. When I'm having trouble.
	Q. Dr. Woods? A. Yes.	21 22	
21			

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	Page 3.	3	Page 35
1	Q. When was the last eye exam you had,	1	downward road.
2	Ms. Baldwin? Do you remember?	2	Q. We will get that address. If that's not the
3	A. Yeah. This week.	3	right one, we will find it.
4	Q. This week?	4	Ms. Baldwin, let me ask you a couple of
5	A. (Witness nods head.)	5	other questions. With regards to your
6	Q. You had one already, or you are about to get	6	driving history, how long have you held a
7	one?	7	driver's license?
8	A. I just had it.	8	A. Since early, early '40s.
9	Q. When was that? Today is Wednesday. Was it		Q. And is that a Pennsylvania driver's license?
10	Monday or Tuesday?	10	A. It is now.
11	A. Probably it was last week. Did you say the	11	Q. What was the first state?
12	eye doctor?	12	A. Georgia.
13	Q. Eye doctor, yes. You say you had an	13	Q. Georgia. Okay. And at some point you moved
14	appointment last week, you believe?	14	to Pennsylvania and got a Pennsylvania
15	A. Yes. I believe I've taken that out. One	15	driver's license?
16	day I had the examination. And that	16	A. Yes.
17	Since I've had it, I don't have it with me.	17	Q. And do you still currently have a
18	Q. And when you had that eye exam, I assume	18	Pennsylvania driver's license?
19	that you still have glaucoma; is that	19	A. Good until 2011.
20	correct?	20	(Plaintiff's Exhibit Number Six
21	A. I guess I have it.	21	marked for identification.)
22	Q. And you are still taking eye drops for that	22	Q. 2011. I'm going to show you what I'm going
23	glaucoma?	23	to mark as Plaintiff's Exhibit Number Six.
	Page 34		D 24
			Page 36
1	A. Right.	1	Do you have your driver's license with you
1 2		1 2	
	A. Right.	_	Do you have your driver's license with you
2 3 4	A. Right.Q. What about your last physical? Did you have	2	Do you have your driver's license with you right now? You don't have to pull it out.
2 3	A. Right.Q. What about your last physical? Did you have a physical prior to the accident on July 27th?A. No.	2 3	Do you have your driver's license with you right now? You don't have to pull it out. What I'm going to show you is this document
2 3 4	A. Right.Q. What about your last physical? Did you have a physical prior to the accident on July 27th?	2 3 4	Do you have your driver's license with you right now? You don't have to pull it out. What I'm going to show you is this document right here and tell me if that looks like a
2 3 4 5 6 7	A. Right.Q. What about your last physical? Did you have a physical prior to the accident on July 27th?A. No.	2 3 4 5	Do you have your driver's license with you right now? You don't have to pull it out. What I'm going to show you is this document right here and tell me if that looks like a copy of your Pennsylvania driver's license. A. Yes. Q. It does?
2 3 4 5 6 7 8	 A. Right. Q. What about your last physical? Did you have a physical prior to the accident on July 27th? A. No. Q. You didn't. Have you had one since then? A. A total physical? Q. A total physical, yes, ma'am. 	2 3 4 5	Do you have your driver's license with you right now? You don't have to pull it out. What I'm going to show you is this document right here and tell me if that looks like a copy of your Pennsylvania driver's license. A. Yes. Q. It does? A. It does. Yes. 2011. That's it.
2 3 4 5 6 7 8 9	 A. Right. Q. What about your last physical? Did you have a physical prior to the accident on July 27th? A. No. Q. You didn't. Have you had one since then? A. A total physical? Q. A total physical, yes, ma'am. A. I guess I have. 	2 3 4 5 6 7 8 9	Do you have your driver's license with you right now? You don't have to pull it out. What I'm going to show you is this document right here and tell me if that looks like a copy of your Pennsylvania driver's license. A. Yes. Q. It does? A. It does. Yes. 2011. That's it. Q. So this is a copy of your actual driver's
2 3 4 5 6 7 8 9	 A. Right. Q. What about your last physical? Did you have a physical prior to the accident on July 27th? A. No. Q. You didn't. Have you had one since then? A. A total physical? Q. A total physical, yes, ma'am. A. I guess I have. Q. You have? 	2 3 4 5 6 7 8	Do you have your driver's license with you right now? You don't have to pull it out. What I'm going to show you is this document right here and tell me if that looks like a copy of your Pennsylvania driver's license. A. Yes. Q. It does? A. It does. Yes. 2011. That's it. Q. So this is a copy of your actual driver's license; is that correct?
2 3 4 5 6 7 8 9 10	 A. Right. Q. What about your last physical? Did you have a physical prior to the accident on July 27th? A. No. Q. You didn't. Have you had one since then? A. A total physical? Q. A total physical, yes, ma'am. A. I guess I have. Q. You have? A. Yes. 	2 3 4 5 6 7 8 9 10	Do you have your driver's license with you right now? You don't have to pull it out. What I'm going to show you is this document right here and tell me if that looks like a copy of your Pennsylvania driver's license. A. Yes. Q. It does? A. It does. Yes. 2011. That's it. Q. So this is a copy of your actual driver's license; is that correct? A. Right.
2 3 4 5 6 7 8 9 10 11 12	 A. Right. Q. What about your last physical? Did you have a physical prior to the accident on July 27th? A. No. Q. You didn't. Have you had one since then? A. A total physical? Q. A total physical, yes, ma'am. A. I guess I have. Q. You have? A. Yes. Q. Do you remember when? 	2 3 4 5 6 7 8 9 10 11 12	Do you have your driver's license with you right now? You don't have to pull it out. What I'm going to show you is this document right here and tell me if that looks like a copy of your Pennsylvania driver's license. A. Yes. Q. It does? A. It does. Yes. 2011. That's it. Q. So this is a copy of your actual driver's license; is that correct? A. Right. Q. Now, Ms. Baldwin, do you have any type of
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2 3 4 5 6 7 8 9 10 11 12 13 14	 A. Right. Q. What about your last physical? Did you have a physical prior to the accident on July 27th? A. No. Q. You didn't. Have you had one since then? A. A total physical? Q. A total physical, yes, ma'am. A. I guess I have. Q. You have? A. Yes. Q. Do you remember when? A. That was with Q. That was with Dr. Woods? 	2 3 4 5 6 7 8 9 10 11 12 13 14	Do you have your driver's license with you right now? You don't have to pull it out. What I'm going to show you is this document right here and tell me if that looks like a copy of your Pennsylvania driver's license. A. Yes. Q. It does? A. It does. Yes. 2011. That's it. Q. So this is a copy of your actual driver's license; is that correct? A. Right. Q. Now, Ms. Baldwin, do you have any type of restrictions on your driver's license that you know of?
2 3 4 5 6 7 8 9 10 11 12 13 14 15	 A. Right. Q. What about your last physical? Did you have a physical prior to the accident on July 27th? A. No. Q. You didn't. Have you had one since then? A. A total physical? Q. A total physical, yes, ma'am. A. I guess I have. Q. You have? A. Yes. Q. Do you remember when? A. That was with Q. That was with Dr. Woods? A. No. No. 	2 3 4 5 6 7 8 9 10 11 12 13 14 15	Do you have your driver's license with you right now? You don't have to pull it out. What I'm going to show you is this document right here and tell me if that looks like a copy of your Pennsylvania driver's license. A. Yes. Q. It does? A. It does. Yes. 2011. That's it. Q. So this is a copy of your actual driver's license; is that correct? A. Right. Q. Now, Ms. Baldwin, do you have any type of restrictions on your driver's license that you know of? A. No.
2 3 4 5 6 7 8 9 10 11 12 13 14 15 16	 A. Right. Q. What about your last physical? Did you have a physical prior to the accident on July 27th? A. No. Q. You didn't. Have you had one since then? A. A total physical? Q. A total physical, yes, ma'am. A. I guess I have. Q. You have? A. Yes. Q. Do you remember when? A. That was with Q. That was with Dr. Woods? A. No. No. This is the eye physician. That was 	2 3 4 5 6 7 8 9 10 11 12 13 14 15 16	Do you have your driver's license with you right now? You don't have to pull it out. What I'm going to show you is this document right here and tell me if that looks like a copy of your Pennsylvania driver's license. A. Yes. Q. It does? A. It does. Yes. 2011. That's it. Q. So this is a copy of your actual driver's license; is that correct? A. Right. Q. Now, Ms. Baldwin, do you have any type of restrictions on your driver's license that you know of? A. No. Q. I notice on the back of your driver's
2 3 4 5 6 7 8 9 10 11 12 13 14 15 16 17	 A. Right. Q. What about your last physical? Did you have a physical prior to the accident on July 27th? A. No. Q. You didn't. Have you had one since then? A. A total physical? Q. A total physical, yes, ma'am. A. I guess I have. Q. You have? A. Yes. Q. Do you remember when? A. That was with Q. That was with Dr. Woods? A. No. No. This is the eye physician. That was last week. The eye physician is 	2 3 4 5 6 7 8 9 10 11 12 13 14 15 16 17	Do you have your driver's license with you right now? You don't have to pull it out. What I'm going to show you is this document right here and tell me if that looks like a copy of your Pennsylvania driver's license. A. Yes. Q. It does? A. It does. Yes. 2011. That's it. Q. So this is a copy of your actual driver's license; is that correct? A. Right. Q. Now, Ms. Baldwin, do you have any type of restrictions on your driver's license that you know of? A. No. Q. I notice on the back of your driver's license it says that you are to wear
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2 3 4 5 6 7 8 9 10 11 12 13 14 15 16 17 18 19 20 21	 A. Right. Q. What about your last physical? Did you have a physical prior to the accident on July 27th? A. No. Q. You didn't. Have you had one since then? A. A total physical? Q. A total physical, yes, ma'am. A. I guess I have. Q. You have? A. Yes. Q. Do you remember when? A. That was with Q. That was with Dr. Woods? A. No. No. This is the eye physician. That was last week. The eye physician is Dr. McDowell. Q. Dr. McDowell? A. Yes. Q. Do you have his address on there? 	2 3 4 5 6 7 8 9 10 11 12 13 14 15 16 17 18 19 20 21	Do you have your driver's license with you right now? You don't have to pull it out. What I'm going to show you is this document right here and tell me if that looks like a copy of your Pennsylvania driver's license. A. Yes. Q. It does? A. It does. Yes. 2011. That's it. Q. So this is a copy of your actual driver's license; is that correct? A. Right. Q. Now, Ms. Baldwin, do you have any type of restrictions on your driver's license that you know of? A. No. Q. I notice on the back of your driver's license it says that you are to wear corrective lenses. Those are the glasses that you have on right now? A. Right. Q. And I assume you had those glasses on the

500000	Page 3	7	Page 39
1	Q. Has your driver's license ever been	1	A. The same.
2	suspended?	2	Q. The same ladies?
3	A. No.	3	A. Yes.
4	Q. No revocations of any sort?	4	Q. Was anybody injured?
5	A. No.	5	A. Injured?
6	Q. Has your license ever lapsed for any reason?	6	Q. Yes, hurt.
7	A. No.	7	A. No.
8	Q. Have you ever been involved in any accidents		Q. You said that was about a year ago. Was
9	whatsoever, automobile accidents?	9	that before the July 27th accident?
10	A. I don't think so.	10	A. It probably was two years ago.
11	Q. You don't think so?	11	Q. So it was about two years ago when you had
12	A. (Witness shakes head.)	12	come from Pennsylvania to Atlanta?
13	Q. Think just a little bit for me. Let's say	13	A. I was coming from Georgia, Cuthbert going to
14	within the past ten years have you ever hit	14	Philadelphia.
15	someone with your vehicle, caused an	15	Q. You were coming from Cuthbert to
16	accident?	16	Philadelphia. And do you remember where
17	A. No.	17	that accident took place, what city that
18	Q. Has anyone ever hit you and caused you any	18	accident took place?
19	injuries in an accident or just caused an	19	A. Atlanta.
20	accident in general within the past ten	20	Q. It did happen in Atlanta?
21	years? Has anyone ever	21	A. Yes.
22	A. Anyone ever hit me?	22	Q. Did your car have any damage to it?
23	Q. Yes.	23	A. Yes. The back left door was bent in.
25	Q. 103.	23	A. Tes. The back left door was bent in,
	Page 38		Page 40
1	A. Yes.	1	Q. Did you get it repaired? Did you get your
2	Q. How long ago has that been?	2	vehicle repaired after that accident?
3	A. That was about a year ago.	3	A. Yes.
4	Q. Someone hit you about a year ago?	4	Q. Who paid for those repairs? Did you file an
5	A. Yes.	5	insurance claim on that?
6	Q. Where was that at?	6	A. Well, I had to catch up with the person that
7	A. In Atlanta.	7	was driving this truck that hit the back.
8	Q. In Atlanta. Were you driving your vehicle?	8	Q. Did he try to leave the scene?
9	A. Yes, mine.	9	A. He didn't try. He left. But since I was
10	Q. Is that the New Yorker that you were	10	I followed him, he eventually stopped.
11	A. Fifth Avenue.	11	Q. Now, when he stopped, did you-all call the
12	Q. Fifth Avenue?	12	police?
13	A. Yes, New Yorker.	13	A. Yes.
14	Q. Was there a police report done on that?	14	Q. And did they make a report of that accident?
15	A. Was there	15	A. I don't know. They said we could settle it
16	Q. A police report done on that?	16	ourselves.
17	A. Yes.	17	Q. Now, did you ever file a claim with your
18	Q. Now, whose fault was it in that accident?	18	insurance company to have your vehicle fixed
19	MR. HENDERSON: Object to the	19	regarding that accident?
20	form.	20	
21	A. He came from behind me and hit the left back	21	The state of the s
	door and bent it in.	22	Q. You didn't?
22			A. No.
23	Q. Who all was in that vehicle?	23	Q. Was your vehicle ever fixed after that
12 100	on the second se	CONTACT OF THE	TRACTION OF THE PROPERTY OF TH

		1	
	Page 4		Page 43
1	accident?	1	Q. What time of year would that have been?
2	A. You know, I think so. I'm not really sure.	2	Would that have been around the same time?
3	Q. And if you think so, would you have paid for		A. Yes, in July.
4	that yourself?	4	Q. In July. Have you been in any other
5	A. Yes, I paid for it.	5	accidents?
6	Q. Who was your insurance company? Is it	6	A. No.
7	Allstate?	7	
	A. Allstate.		Q. Whether or not you were at fault or someone
8		8	else was at fault, do you remember any other
9	Q. So you don't know whether or not you	9	accidents that you may have been in?
10	actually contacted Allstate and let them	10	A. No.
11	know about it?	11	Q. Now, I believe you were in the room when
12	A. No.	12	your nephew testified that you and your
13	Q. Is it possible that you did, though?	13	sisters make this trip to Georgia from
14	A. No, I didn't.	14	Pennsylvania to Cuthbert every year?
15	Q. You didn't. Okay.	15	A. Right.
16	Do you remember what part of Atlanta	16	Q. And how long have you been doing that?
17	Atlanta is huge. There is a lot of suburbs.	17	A. Ever since probably I'll say the middle '40s
18	Do you remember what part of Atlanta that	18	maybe.
19	was in?	19	Q. And is every year the same time?
20	A. It was the part you know, I can	20	A. About the same time.
21	describe that seemingly you can when you	21	Q. Now, you have another sister Ella Prather;
22	come under this thing up there the way I	22	is that correct?
23	come through Atlanta, I would have to go	23	A. Yes.
		_	
	Page 42		Page 44
1	through and keep to my left.	1	Q. And she lives in Detroit; is that correct?
2	through and keep to my left. Q. Okay.	1 2	Q. And she lives in Detroit; is that correct?A. Right.
2 3	through and keep to my left. Q. Okay. A. So I did and kept to my left. But I was on	3	Q. And she lives in Detroit; is that correct?A. Right.Q. How does she accompany you-all on that trip?
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2 3 4 5 6 7 8 9 10 11 12 13 14 15 16 17 18	through and keep to my left. Q. Okay. A. So I did and kept to my left. But I was on the right lane and went under this whatever. And that driver seemingly was going to go the same way, but it seemed that he took for granted that I was going to go to that part that was beyond and go on that route. Q. Do you remember what highway or interstate it was? Was it I-75? A. 85. Anyway, it had to be 85 or 75. Q. So was it through downtown Atlanta A. Yes. Q when downtown splits off 75 and 85 splits off? Was it through that area? A. It possibly was.	3 4 5 6 7 8 9 10 11 12 13 14 15 16 17 18	 Q. And she lives in Detroit; is that correct? A. Right. Q. How does she accompany you-all on that trip? A. She comes by a bus from Detroit to Philadelphia. Q. And does she do that every time? A. Yes. Q. And then once she arrives in Philadelphia, then you-all travel from Philadelphia to the south; is that correct? A. Right. Q. And you-all have always done that by automobile; is that correct? A. Right. Q. And the vehicle that you-all traveled in has always been your vehicle?
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2 3 4 5 6 7 8 9 10 11 12 13 14 15 16 17 18	through and keep to my left. Q. Okay. A. So I did and kept to my left. But I was on the right lane and went under this whatever. And that driver seemingly was going to go the same way, but it seemed that he took for granted that I was going to go to that part that was beyond and go on that route. Q. Do you remember what highway or interstate it was? Was it I-75? A. 85. Anyway, it had to be 85 or 75. Q. So was it through downtown Atlanta A. Yes. Q when downtown splits off 75 and 85 splits off? Was it through that area? A. It possibly was. Q. Do you remember a lot of tall buildings and things of the like in that area, skyscrapers?	3 4 5 6 7 8 9 10 11 12 13 14 15 16 17 18 19	 Q. And she lives in Detroit; is that correct? A. Right. Q. How does she accompany you-all on that trip? A. She comes by a bus from Detroit to Philadelphia. Q. And does she do that every time? A. Yes. Q. And then once she arrives in Philadelphia, then you-all travel from Philadelphia to the south; is that correct? A. Right. Q. And you-all have always done that by automobile; is that correct? A. Right. Q. And the vehicle that you-all traveled in has always been your vehicle? A. Right. Q. Have you ever rented a vehicle to make that trip?
2 3 4 5 6 7 8 9 10 11 12 13 14 15 16 17 18 19 20	through and keep to my left. Q. Okay. A. So I did and kept to my left. But I was on the right lane and went under this whatever. And that driver seemingly was going to go the same way, but it seemed that he took for granted that I was going to go to that part that was beyond and go on that route. Q. Do you remember what highway or interstate it was? Was it I-75? A. 85. Anyway, it had to be 85 or 75. Q. So was it through downtown Atlanta A. Yes. Q when downtown splits off 75 and 85 splits off? Was it through that area? A. It possibly was. Q. Do you remember a lot of tall buildings and things of the like in that area, skyscrapers? A. Yes.	3 4 5 6 7 8 9 10 11 12 13 14 15 16 17 18 19 20	 Q. And she lives in Detroit; is that correct? A. Right. Q. How does she accompany you-all on that trip? A. She comes by a bus from Detroit to Philadelphia. Q. And does she do that every time? A. Yes. Q. And then once she arrives in Philadelphia, then you-all travel from Philadelphia to the south; is that correct? A. Right. Q. And you-all have always done that by automobile; is that correct? A. Right. Q. And the vehicle that you-all traveled in has always been your vehicle? A. Right. Q. Have you ever rented a vehicle to make that trip? A. No.
2 3 4 5 6 7 8 9 10 11 12 13 14 15 16 17 18 19 20 21	through and keep to my left. Q. Okay. A. So I did and kept to my left. But I was on the right lane and went under this whatever. And that driver seemingly was going to go the same way, but it seemed that he took for granted that I was going to go to that part that was beyond and go on that route. Q. Do you remember what highway or interstate it was? Was it I-75? A. 85. Anyway, it had to be 85 or 75. Q. So was it through downtown Atlanta A. Yes. Q when downtown splits off 75 and 85 splits off? Was it through that area? A. It possibly was. Q. Do you remember a lot of tall buildings and things of the like in that area, skyscrapers? A. Yes. Q. Now, you say that accident may have been two	3 4 5 6 7 8 9 10 11 12 13 14 15 16 17 18 19 20 21	 Q. And she lives in Detroit; is that correct? A. Right. Q. How does she accompany you-all on that trip? A. She comes by a bus from Detroit to Philadelphia. Q. And does she do that every time? A. Yes. Q. And then once she arrives in Philadelphia, then you-all travel from Philadelphia to the south; is that correct? A. Right. Q. And you-all have always done that by automobile; is that correct? A. Right. Q. And the vehicle that you-all traveled in has always been your vehicle? A. Right. Q. Have you ever rented a vehicle to make that trip? A. No. Q. You always drove your car?

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- 1 Philadelphia to, let's say, Atlanta?
- 2 A. Philadelphia to....
- 3 Q. To Atlanta. Do you remember?
- 4 A. Thirteen hundred miles, I think. I always
- 5 got AAA to layout the route.
- Q. AAA would always map everything out for you? 6
- 7 A. Right.
- 8 (Plaintiff's Exhibit Number Seven 9 marked for identification.)
- 10 Q. And I'm going to show you what I'm going to 11 mark as Plaintiff's Exhibit Number Seven, 12 what appears to be a copy of a AAA document. 13 It's actually two pages. Let me staple it

14 together for you. 15

Why don't you take a look at that document for me, Ms. Baldwin, and tell me if you recognize that document. Does that document look familiar to you?

18 19 A. Not yet.

- Q. Let me ask you this question. Is your name 20
- 21 on that document, Ms. Baldwin? Do you see
- your name on there anywhere? 22
- 23 A. Yes.

16

17

- 1 A. I just made the plan for the car to go, not 2 who was going to be. I don't know.
 - Q. Okay. That's all right. So you just made 3 4 the plans -- Since all of you-all were traveling together, you just made the plans 5 6 for everybody?
 - 7 A. Yes.

8

9

10

11

- O. It's indicated on that document that you-all would be leaving on July 26, that was a Thursday, flying to Atlanta? Do you see that date on there, July 26?
- A. Oh, yes. 12
- Q. Is that the day you-all were scheduled to 13 leave Pennsylvania --14
- 15 A. Yes.
- Q. -- to fly to Atlanta? 16
- 17 A. Yes.
- Q. And is it indicated on there anywhere, 18
- Ms. Baldwin, that you-all were going to rent 19
- a vehicle from Hertz once you got to 20 Atlanta? Do you see that on there? 21
- A. Yes, I see. 22
- 23 Q. Now, when you made these reservations at

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3

6

- Q. At the top of that document there is an 1
- address, 394 West Lancaster in Haverford, 2
- Pennsylvania. Is that the agent that you 3 used to make your plans for this trip? 4
- 5 A. I guess it is.
- 6 Q. When you make those plans, do you go to a
- physical location and sit down with a AAA 7 8 agent and they mapped everything out for
- 9 you?
- 10 A. Yes.
- Q. Now, there is two other names on that 11
- document as well. Would those names be Ella 12
- 13 Prather and Irena Johnson?
- A. Right. 14
- 15 Q. Now, who made the plans through AAA?
- A. I did. 16
- Q. You made the plans? 17
- A. Yes. 18
- 19 Q. When you made those plans, did you make 20
 - those plans for your sister Ella and your
- sister Irena? 21
- 22 A. I just made the plans for the car to go.
- 23 O. Say again. I didn't understand.

- AAA, did you have to pay for it right then? 1 Did you have to pay for your airline tickets 2
 - and reserve the rental car at that time?
- 4 A. Did I have to pay for the tickets? It seems that we just went in and paid for the 5
 - tickets. And...
- 7 Q. When you say -- I don't mean to cut you off. 8 When you say we just went in, did
- 9 Ms. Johnson go in with you?
- 10 A. Yes.
- 11 O. And did she, too, make this same reservation 12 at the same time?
- 13 A. I just made the reservation for the car to 14
- 15 Q. But when you-all went in to plan this trip, 16 Ms. Johnson physically went in to AAA with 17 you; is that correct? She went to the
- 18 location with you?
- 19 A. Oh, yes.
- 20 Q. Did she, too, tell the agent that you-all 21 spoke with that she, too, wanted to go to
- Atlanta, Georgia by way of airplane? Did 22 23 she say she wanted to make the same trip

	Page 4	9	Page 51
1	that you wanted to make?	1	her own checking account and handled her own
2	A. No. It just started with the three of us.	2	affairs would pay for her own trip; is that
3	And they just went with, you know, making it		correct?
4	for the three of us.	4	A. Yes.
5	Q. So this wasn't a trip that you were making	5	MR. HENDERSON: Let's make sure we
6	by yourself	6	are talking about the airfare.
7	A. Uh-uh (negative response).	7	You said trip.
8	Q and then you just asked them to tag along	8	Q. The airfare; is that correct?
9	with you? You-all went in to make this same	9	A. Yes.
10	trip together, correct?	10	Q. Let me ask you this. What was the purpose
11	A. I'm not sure.	11	of the trip?
12	Q. Do you remember how the trip was paid for?	12	A. Just a visit to see the other part of the
13	Did everybody pay for their own trip?	13	family.
14	A. No.	14	Q. Was that something that Irena wanted to do
15	Q. Who paid for it?	15	as well as Ella and as well as you?
16	A. You mean by the	16	A. Sure.
17	Q. To buy the plane tickets. Who paid for the	17	Q. Did you ever tell Irena and Ella that I'm
18	airline tickets?	18	going to Cuthbert, Georgia, will y'all just
19	A. I think I did. But Irena paid gave me	19	ride with me? Or did everybody make the
20	the money, hers. But I paid for Eloise and	20	decision that they are all going to
21	mine. But I paid for all of them as far as	21	Cuthbert, Georgia?
22	they are concerned.	22	A. I think we just made the decision that the
23	Q. Are you saying you paid for them on your	23	other part of the family is there, and so we
23	Q. Are you saying you paid for them on your	23	other part of the family is there, and so we
	Page 50		Page 52
1	credit card, and then they gave you the	1	are all going.
2	money back?	2	Q. So would it be safe to say that Irena making
3	A. Who?	3	the trip to Cuthbert benefitted her and also
4	Q. Irena.	4	benefitted you? I mean, you-all were just
5	A. No. Yeah, she gave it to me before.	5	traveling together?
6	Q. Okay. Before you-all went to AAA to make	6	A. Yeah.
7	this reservation, Irena had already given	7	Q. When you got to when you got on the
8	you her money?	8	plane Let's talk about the trip, the day
9	A. To make it with AAA I'm not sure.	9	you actually took the trip to Atlanta. That
10	Q. Let me try to see if I can ask the question	10	would be July 26, 2007. When you got on the
11	a little clearer. Did Irena pay for her own	11	plane to Atlanta, was your plane delayed for
12	trip?	12	any reason?
13	A. Yes. By plane, yes.	13	A. Yes.
14	Q. She paid for her own airline ticket,	14	Q. Can you tell me why?
15	correct?	15	A. The president was there doing his thing.
16	A. Uh-huh (positive response).	16	Q. What president are you referring to? George
17	Q. Did Ella pay for her own airline?	17	Bush?
18	A. No. I usually paid for hers.	18	A. Yes.
19	Q. Was there a reason why you usually paid for	19	Q. The United States president?
20	Ella and not for Irena?	20	A. Right.
20		21	Q. When you say doing his thing, had his plane
21	A Recause she had never worked the always	/	
21	A. Because she had never worked. She always		
22	stayed at home.	22	come into the same airport?
	•		

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Page 53 Page 55 1 Q. Did you see him? 1 marked for identification.) 2 A. No, I didn't see him. We sat on the plane 2 Q. I'm going to show you, Ms. Baldwin, what 3 I've marked as Plaintiff's Exhibit Number and waited until his business was over. 3 4 Q. And how long did President Bush hold y'all 4 Nine. I want you to take a look at those 5 5 documents and tell me if you can identify up? Do you know? 6 A. It was quite a little while. About an hour, 6 those documents? Have you ever seen that 7 I guess. 7 before? 8 8 Q. So y'all had to sit on the plane for about And you can take a look at the second 9 an hour and wait on President Bush? 9 page and see if your signature is on there as well. Have you ever seen that document 10 10 A. Right, 11 O. So that would explain why your plane was 11 before? Do you see a name on it, 12 delayed coming into Atlanta; is that 12 Ms. Baldwin? 13 correct? 13 A. Yes. A. Yes. 14 14 Q. Is that your signature at the bottom of that 15 page, the second page, Plaintiff's Exhibit 15 Q. Let's talk about when you got to Atlanta. Did you rent a vehicle? Did you go to Hertz Number Nine? 16 16 rental car and rent a vehicle? 17 17 A. Yes. 18 A. I guess I did. 18 Q. Is there the name of a rental car company on 19 (Plaintiff's Exhibit Number Eight 19 that document? 20 marked for identification.) 20 A. Yes, Hertz. 21 O. Before we go there, I'm going to mark this 21 O. Hertz rental car? as Plaintiff's Exhibit Number Eight. I'm 22 22 A. Yes. going to show you this document. You may 23 23 Q. Do those look like a copy of the documents Page 54 Page 56 not have seen it before. Do you recognize 1 that you got when you paid for the rental 1 2 that document there, Ms. Baldwin? 2 car? 3 A. Uh-huh (positive response). 3 A. I don't know. Q. You do recognize that? 4 4 O. Do you remember signing anything when you 5 A. Uh-huh (positive response). 5 got the rental car? 6 O. Whose handwriting is that? 6 A. Yeah. 7 7 Q. Do you remember paying for the rental car? A. Mine. 8 Q. That is your handwriting? 8 A. Let's see. Do they say? 9 9 Q. Does it say on there how much you paid for A. Yes. 10 that rental car, Ms. Baldwin? Q. So you had the itinerary mapped out for this 10 trip; is that correct? A. Yes. 11 11 Q. How much does it say? A. Right. 12 12 13 A. Total estimate charge eight hundred ten 13 Q. And that itinerary included Ms. Prather, Ms. Johnson, and Ms. Baldwin, that's you; is 14 dollars twenty-seven cents. 14 15 that correct? 15 Q. I want you to turn to the very first page of 16 that document, and I want you to take a look 16 A. Yes. 17 at it. There is an area on the document 17 Q. And according to this itinerary, you-all had planned to once you get to Atlanta was at 18 18 that says optional services. Do you see 19 some point leave and go to Cuthbert, Georgia 19 that on there? and remain there until about August 4th. 20 20 A. Yes. That would have been eight hundred ten 21 Does that sound about right? 21 twenty-seven. 22 A. That sounds about right, yes. 22 Q. Right where it says optional services in (Plaintiff's Exhibit Number Nine 23 23 that little block, do you see those three

Document 67

A. Comp.

A. Carrier

20.4.72

4

公司山

Caller.

146

Бор	OSTROLI OL WILLIE EVA DARGWILL		1 cordary 27th and 20th, 20th
	Page 5	,	Page 59
1	lines that says LDW, LIS and PPO?	1	you use cash?
2	A. Yes.	2	A. No. I didn't use cash.
3	Q. Do you remember taking out insurance for	3	Q. So you used some form of plastic; is that
4	this rental car, Ms. Baldwin?	4	correct?
5	A. Yes.	5	A. Yes.
6	Q. Did you ask for that insurance to cover the	6	Q. Now, did anyone else help you pay for that
7	vehicle and cover any losses in the event	7	rental car?
8	something happened?	8	A. No.
9	A. Yes.	9	Q. You paid for it by yourself?
10	Q. They told you how much the insurance cost	10	A. Yes.
11	and you agreed to pay that amount for the	11	Q. Did anybody reimburse you? Did Ms. Johnson
12	insurance?	12	give you some of the money to help you take
13	A. Yes.	13	care of eight hundred and ten dollars?
14	Q. Where it says LIS accepted, can you tell me	14	A. I'm quite sure she did.
15	how much insurance you paid for under LIS?	15	Q. But Ms. Prather, she wouldn't have given you
16	The little line next to it, what's that	16	any money; is that correct?
17	amount right next to it?	17	A. No.
18	A. One hundred and sixteen fifty-five.	18	Q. Now, you-all were going to Cuthbert, Georgia
19	Q. Now, did you make this payment and accept	19	together as a family, correct?
20	this insurance at the Atlanta International	20	A. Right.
21	Airport?	21	Q. Three sisters, correct?
22	A. Yes, I had accepted insurance there.	22	A. Right.
23	Q. Was that in the State of Georgia; Atlanta,	23	Q. Why didn't you-all rent separate cars?
	Page 58		Page 60
1	Georgia?	1	A. We would have needed three drivers.
2	A. I don't know.	2	Q. I didn't hear you. What did you say?
3	Q. Did you do that in Atlanta, Georgia?	3	A. If we had rented three cars, we would have
4	A. I guess so.	4	needed three drivers.
5	Q. Was it in the Atlanta airport?	5	Q. Okay. So are you saying it was beneficial
6	A. I'm not sure.	6	for you-all to just rent one car?
7	Q. Where did you rent the vehicle from?	7	A. Yes, rent one car and three of us get in it.
8	A. Atlanta, I guess.	8	Q. So it kind of helped everybody out in the
9	Q. And, again, on the second page, that is your	9	situation, right?
10	signature; is that correct?	10	A. Right.
11	A. The second page, yes.	11	Q. Ms. Johnson, it helped her out a little bit;
12	Q. Now, let me ask you	12	is that correct?
13	A. Wait a minute. The second page. Yes,	13	A. Uh-huh (positive response).
14	that's my signature.	14	Q. It helped you out a little bit as well,
15	Q. Who paid for rental car, Ms. Baldwin?	15	correct?
15 16	Q. Who paid for rental car, Ms. Baldwin?A. I did.	16	A. Right.
15 16 17	Q. Who paid for rental car, Ms. Baldwin?A. I did.Q. Now, you paid for it on your credit card.	16 17	A. Right.Q. And it also helped Ms. Prather out because
15 16 17 18	Q. Who paid for rental car, Ms. Baldwin?A. I did.Q. Now, you paid for it on your credit card.Did you have to use a credit card or debit	16 17 18	A. Right.Q. And it also helped Ms. Prather out because y'all didn't have to rent separate cars; is
15 16 17 18 19	Q. Who paid for rental car, Ms. Baldwin?A. I did.Q. Now, you paid for it on your credit card.Did you have to use a credit card or debit card to make that payment?	16 17 18 19	A. Right.Q. And it also helped Ms. Prather out because y'all didn't have to rent separate cars; is that right?
15 16 17 18 19 20	 Q. Who paid for rental car, Ms. Baldwin? A. I did. Q. Now, you paid for it on your credit card. Did you have to use a credit card or debit card to make that payment? A. I don't have a debit card. 	16 17 18 19 20	A. Right.Q. And it also helped Ms. Prather out because y'all didn't have to rent separate cars; is that right?A. Right.
15 16 17 18 19 20 21	 Q. Who paid for rental car, Ms. Baldwin? A. I did. Q. Now, you paid for it on your credit card. Did you have to use a credit card or debit card to make that payment? A. I don't have a debit card. Q. What about a credit card? 	16 17 18 19 20 21	 A. Right. Q. And it also helped Ms. Prather out because y'all didn't have to rent separate cars; is that right? A. Right. (Plaintiff's Exhibit Number Ten
15 16 17 18 19 20	 Q. Who paid for rental car, Ms. Baldwin? A. I did. Q. Now, you paid for it on your credit card. Did you have to use a credit card or debit card to make that payment? A. I don't have a debit card. 	16 17 18 19 20	A. Right.Q. And it also helped Ms. Prather out because y'all didn't have to rent separate cars; is that right?A. Right.

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ATTENTION OF

Page 63 Page 61 Hertz -- I'm done with that document. Thank remember what color it was? 1 1 2 2 A. Wine, I guess you could say. you. Let me show you another document 3 before I move forward. Here is another 3 Q. You say it was wine colored? 4 A. Yes. Sort of reddish. document that I believe you may have 4 5 received. I'm going to ask you if you 5 O. In the reddish... remember receiving this document. This is a A. Yeah. 6 6 7 copy of it. It may have come in a 7 Q. I'm going to show you this document just to kind of -- maybe we can refresh your memory 8 folder-like form. Would you take a look at 8 9 that and see if you remember seeing a a little bit. Does that photograph -- Does 9 that photograph look like the type of car 10 document similar to that that was in some 10 that you rented? Is that the vehicle that 11 folder-like form? 11 You don't have to read all the way 12 you rented that day, the green car there? 12 through it, but just kind of flip through 13 A. (Witness indicates.) 13 the pages and see if you ever remember O. Yes. 14 14 seeing anything like that. 15 A. I guess it does. 15 Ms. Baldwin, I'm going to represent to Q. Do you remember renting a vehicle like that? 16 16 you that that document is a copy of this A. Oh, that's a... 17 17 18 document. Do you remember receiving any Q. Is that a reddish or a greenish car? 18 type of document like this from Hertz that A. It was reddish. 19 19 20 was in this little folder exactly like this? 20 Q. The one that you rented? A. Right. Just take a look at it. And they may have 21 21 stuck these little tickets here inside that Q. Who owned that vehicle? Do you know who 22 22 23 folder. Do you remember receiving those 23 owned the vehicle that you rented? Was it Page 62 Page 64 1 tickets and then that little jacket as well? 1 owned by Hertz? 2 A. I would think so. 2 A. No. 3 3 Q. You don't remember receiving that? Okay. Q. Do you remember the license plate that was That's quite all right. 4 on it? 4 5 A. This must be charged to VISA. 5 A. No. Q. That's correct. Okay. 6 6 Q. When you rented the vehicle, the vehicle 7 You already talked about the little 7 that you remember renting, did you check it cards. But I just wanted to know if you 8 to make sure everything worked fine on it, 8 9 remembered receiving a folder equivalent to the headlights --9 the one that I've just given to you. A. Uh-huh (positive response). 10 10 A. No, I don't remember. Q. -- the turn signals, the brake lights --11 11 A. Uh-huh (positive response). Q. Okay. That's quite all right. Thank you. 12 12 So looking at that document you can't O. -- the brakes? Did you check and make sure 13 13 say you remember seeing any document like the car was in good repair? 14 14 15 that? 15 A. Yes. Q. Tell me how you did that. A. (Witness shakes head.) 16 16 17 Q. Ms. Baldwin, we can move on. You can stick 17 A. Until I got to where I was going to get off, I could check it -- you know, until it was 18 that down here. 18 19 19 time that I didn't want to go any further in A. Okay. 20 Q. Do you remember what kind of vehicle you 20 Alabama, then I could check it on the rented, what kind of car it was? 21 21 highway if I needed those things. But... 22 A. (Witness shakes head.) 22 Q. But before you -- I'm sorry. Go ahead. A. But once I decided, turn around, don't go 23 Q. You don't remember the type? Do you 23

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any further in Alabama, then this little 1 your lug	
	was this, you know, table that it
	e on. But all was on except one
	hich we haven't found yet.
	ou did get most of the luggage
6 would make your left to turn around. 6 A. But	Caraland
	y. Go ahead.
	t was found. It was really crushed
	it seemed that maybe everything was
	Anyway, they finished tearing
	ce you got the luggage and loaded it
	vehicle, the rental car, the Hertz
	r, where did you-all go when you
15 A. Yes. 15 left the air	
	ve got the luggage?
	er you got the luggage. You don't
18 A. (Witness nods head.) 18 remember	
	you left Atlanta, did y'all get
20 driving just fine? 20 lost?	,
	we were lost because we were going
22 Q. You didn't have any mechanical problems or 22 on to Ala	
23 no other types of problems with the vehicle? 23 Q. Before y	you had gotten to Alabama, did you
Page 66	Page 68
	went to Florida.
	rt of Florida did you go to?
4 Irena, and Ella got in the vehicle to leave 4 A. I don't ki	
	know how you got to Florida?
6 A. It seemed that it was it was sort of to 6 A. Yeah.	siow now you got to I formu.
7 the right, and the car was over to a little 7 Q. How?	1
	ere. And once we were in Florida,
	we didn't want to be in Florida.
	u driving at the time?
11 you rented the car on July 26 when your 11 A. Yes.	
plane got to Atlanta and you went and rented 12 Q. Did you	drive the entire time?
the car, as soon as you left the airport 13 A. Yes.	
before you got to Montgomery, as soon as you 14 Q. Now, do	you remember what part of Florida
left the airport, where did y'all go, you 15 you had go	otten to?
and Ella and Irena? Do you remember? 16 A. No.	
	emember what highway or interstate
18 up the luggage. 18 you were o	
	it was 85, I thought.
	you got to Florida, did you-all turn
	d come back?
22 yet. 22 A. Right.	
Q. Did you have to get the vehicle to go get 23 Q. That same	e day?

127.183

Page 69 Page 71 Q. And then you ended up back in Georgia? 1 A. That same day. 1 2 Q. How long will y'all been driving? Do you 2 A. Back. 3 know? 3 Q. And then back in Alabama. Did y'all ever stop and take a rest anywhere? 4 A. Since that morning, I guess. 4 5 Q. Since that morning. Okay. So your plane --5 A. Uh-uh (negative response). I don't think 6 Strike that. 6 7 7 After you left Florida when you turned Q. You drove the entire time from the morning 8 around in Florida, did you end back up in 8 of July 26 until the evening hours of July 27th? Y'all never stopped at all? 9 9 Georgia? 10 A. Right. 10 A. I don't remember stopping. But... Q. Is it possible that you could have? Q. Do you remember what part of Georgia you 11 11 12 ended back up in? A. It's possible that we could have. 12 O. So it's possible that y'all may have spent 13 A. No. 13 Q. Does the name Newnan sound familiar? the night in Newnan, Georgia; is that 14 14 correct? Y'all may have done that? Newnan, Georgia, does it sound familiar? 15 15 A. Not connecting this. If I represent to you that your sister 16 16 Q. Did you-all stay the night in a hotel Ella said that you-all spent the night in 17 17 18 somewhere? Newnan, Georgia, would she be correct? 18 19 A. It didn't seem that we did. 19 A. I don't know. 20 Q. So after you got back from Florida, y'all 20 Q. So you don't remember anything about spending the night anywhere, do you? 21 didn't spend the night in a hotel? Do you 21 A. (Witness shakes head.) 22 remember? 22 23 O. That's okay. Let's talk about the accident A. Uh-uh (negative response). 23 Page 70 Page 72 1 Q. Do you remember ever staying in a hotel 1 that happened on July 27th. Ms. Baldwin, during this trip? When you came down last when I used the word hotel, sometimes I 2 2 year from Pennsylvania to Atlanta, do you 3 assume that's motel, too. Did y'all stay at 3 remember staying in a hotel at any time a motel? Do you remember a motel or 4 4 during that trip? 5 anything like a Motel 6 or any type of 5 A. No, I don't think so. lodging facility that you stayed at? 6 6 Q. So when did you-all end up in Alabama? 7 7 A. I'm not sure. A. On the 27th. 8 Q. On July 27, 2007 at about seven o five do 8 9 9 Q. On the 27th. So you came in -- As your you remember being involved in an automobile airline tickets indicate, you flew in on the 10 10 accident? 26th, correct? The morning of July 26th, 11 11 A. Yes. Q. Now, I want you to tell me in your own words correct, you flew into Atlanta? Does that 12 12 13 sound about right? 13 what happened. A. Well, to get off of 85 and turn around, you 14 A. Yes. 14 O. Then you rented a vehicle from Hertz at the 15 had to go up this little path, and only one 15 airport, correct? 16 car could go through. And as I was going 16 17 A. Atlanta airport. 17 up, a car came from behind and just 18 Q. Atlanta airport, correct? 18 spattered the car. A. Uh-huh (positive response). 19 19 Q. Okay. So as you were going up the little Q. You left the Atlanta airport and you ramp area, the area that you are referring 20 20 traveled and you got lost in Florida. Does to, you were hit from behind? 21 21 that sound about right? 22 22 A. Right.

23

Q. Do you know who it was that hit you from

Document 67

A. Uh-huh (positive response).

23

To A

Depo	sition of Willie Eva Baldwin		February 2/th and 28th, 200
Г	Page 73		Page 75
1	behind?	1	it just splattered up the Hertz vehicle
2	A. No, I didn't know them.	2	just splattered up like it was glass.
3	Q. You didn't know at that time?	3	Q. Ms. Baldwin, I want you to take a look at
4	A. No.	4	that police report, that accident report.
5	Q. Did you later learn who it was that hit you	5	And if you look at the area where it says
6	from behind?	6	unit number one
7	A. Just in reading who it was.	7	A. Yes.
8	Q. Do you remember what you read that let you	8	Q over to your left-hand side, I believe
9	know who it was that hit you from behind?	9	your attorney can show you. Do you see your
10	A. Some of your writings.	10	name on that report?
11		11	A. Yes.
12	Q. Were those things that you presented to your attorney? I don't want you to tell me what	12	Q. And that unit number one would identify that
13	your attorney told you. Were those some of	13	you were driving in vehicle number one
14	the documents that I presented to your	14	according to the police report. Does that
15	attorney is what you looked at?	15	sound about right?
16	A. I guess so.	16	A. Yes.
17	Q. Did you ever see the police report?	17	Q. Now, below that you'll see where by
18	A. No.	18	Ms. Colvin's name it will say unit number
19	(Plaintiff's Exhibit Number 11	19	two.
20	marked for identification.)	20	A. Uh-huh (positive response).
21	Q. Let me show you what I've marked as	21	Q. Do you see anywhere on that report that
22	Plaintiff's Exhibit Number Eleven. I want	22	shows that Ms. Colvin was driving in unit
23	you to take a look at that document. I	23	number two?
23	you to take a look at that document. 1	23	number two:
	Page 74		Page 76
1	represent to you that this is the corrected	1	A. Yes.
2	copy of the accident report. Have you ever	2	Q. Now, do you know whether or not there were
3	seen that accident report before?	3	any witnesses to this accident?
4	A. Not that I remember.	4	A. I wouldn't say it was no more than who was
5	Q. Did you ever talk to anyone regarding the	5	in the car.
6	accident?	6	Q. Now which car are you referring to?
7	A. No.	7	A. The one that hit.
8	Q. Do you remember talking to a Montgomery	8	Q. Now, let me ask you this question. When you
9	police officer about the accident?	9	were driving on 85 getting ready to turn
10	A. It seemed that we might have eventually got	10	around, did you notice any other vehicles on
11	off there, and this is the lady that hit me	11	the interstate, any other cars that were
12	from behind.	12	driving alongside you, ahead of you?
13	Q. Do you see her name on that report?	13	A. They couldn't drive beside me because I was
14	A. Denita R. Colvin.	14	going up this ramp to where one car could
15	Q. Do you remember what kind of vehicle	15	only go through. And as I was going up that
16	Ms. Colvin was driving when she hit you from	16	ramp to go through that one door, a car
17	behind?	17	behind came and hit me.
18	A. It seemed that it was it was a dark	18	Q. When you say go through that door, what are
19	color.	19	you referring to? What door are you
20	Q. When you say dark, was it black?	20	referring to?
21	A. It was black.	21	A. Where you could only go up the ramp, and the
22	Q. Do you remember what kind of vehicle it was?	22	door I'm talking about is a door for just
23	A. No. It was sort of an older vehicle because	23	one car to go through.
23	TE TOO IT WED BOTT OF MET OTHER VOIDED BOOMES		

Document 67

Deposition of Willie Eva Baldwin

February 27th and 28th, 2008

Page 77 Page 79 accident report, Ms. Baldwin. 1 Q. Were there any other vehicles on the 1 2 interstate that you were driving on? 2 A. Page two. 3 A. I wasn't on the interstate. I was before. 3 Q. And towards the bottom of the page there is 4 Yeah, it was a lot of cars. 4 a paragraph that says describe what 5 5 happened, refer to vehicles by number. Can Q. Do you know about how many cars may have 6 you read that for me, Ms. Baldwin? 6 been on the road? 7 7 A. Witness advised that vehicle one was A. No. 8 8 Q. How fast were you driving? Do you remember? traveling west on -- that's 1085 South in 9 A. Probably thirty or forty miles an hour. the right lane when suddenly vehicle one Q. Thirty or forty miles an hour? started backing up on 1085 in the lane of 10 10 11 A. Yeah, looking for some place to get off. 11 traffic. Witness further advised that 12 Q. Do you know what the speed limit is on that 12 vehicle two took evasive action, however was 13 road? 13 unable to avoid the collision. 14 A. No. 14 We weren't down on that highway then. 15 Q. Did you see any signs that indicate what the 15 The driver of vehicle one advised that she speed -- the posted speed limit was? 16 16 was traveling on 1085 south and vehicle two 17 A. I'm quite sure I did, but I don't remember 17 collided with her vehicle in the rear. 18 what it would be. 18 Driver of vehicle one advised that she never 19 Q. Did you see any signs that would indicate 19 put her vehicle in reverse. Driver of what the minimum speed that you would have 20 20 vehicle two advised that when she noticed vehicle one, it was backing on the 21 to drive? 21 22 A. No. I'm probably sure I did, but I don't 22 interstate. remember. 23 23 We weren't down on the interstate. Page 78 Page 80 O. And you believe you were driving about Q. Okay. Continue. 1 1 2 A. Driver of vehicle two further advised she 2 thirty or forty miles an hour? 3 3 A. Yes. attempted to avoid the collision by swerving 4 to the right. 4 Q. Why would you have been going that slow? A. Looking for some place to get off. 5 5 Q. Okay. Q. You say you were looking for a place to get 6 A. But we weren't on the highway then. We were 6 off? 7 on that ramp. 7 A. Yes. 8 8 Q. Now, you saw where it said witnesses advised 9 O. Now, when you were looking for this place to 9 that you were backing up on interstate. 10 get off, did you somehow stop so that you 10 Would that be incorrect? can kind of make a turn? Did you stop in 11 A. That's incorrect. We went -- well, a long 11 12 the road? 12 time before that since it seemed that all I 13 A. No. Probably a little slower to get on this 13 saw was going further into Alabama. But ramp that was going up to that door for 14 there was that ramp I saw, so I did back up 14 turning around. 15 on, you know, the regular highway until I 15 Q. Did you... could make the -- it would be a left-hand 16 16 17 A. I assume, you know, you go up and turn to 17 turn to get on this ramp to go up and go your left, that that was going to put you 18 through that little door. 18 somewhere to turn around. 19 Q. So at some point you did back up on the 19 highway to try to eatch the ramp. Is that Q. So is it your testimony that you never, ever 20 20 what you are testifying to? stopped your vehicle on the road? 21 21 22 A. I never stopped. 22 A. Yes. 23 23 O. Now, I want you to look at page two of that Q. And that was because you -- Was that because

	Page 8	ı	Page 83
1	you were too far in Alabama, and you didn't	1	orientation on that map from
2	want to go that far?	2	Mr. Henderson, your attorney?
3	A. Right. Had been to Florida. Didn't want to	3	Q. Take a look at that. Do you understand what
4	get further into Alabama.	4	all of that means on this particular map?
5	Q. You were the only person that was driving;	5	A. Uh-huh (positive response). I hadn't been
6	is that correct?	6	on this little space long to go up and go
7	A. Right. See, on the That's the way it	7	through that exit and turn to my left.
8	looked. And the highway is down here. But	8	Q. Now, where you placed the X at on this
9	when you go up this ramp there, only one car	9	particular diagram on Plaintiff's Exhibit
10	can go through there at a time.	10	Number Eleven
11	Q. And let me see that exhibit. We are going	11	MR. HENDERSON: I'm sorry. That's
12	to talk about that for a second. Just for	12	a star.
13	the record, I believe, Ms. Baldwin, you are	13	Q. Excuse me. The star. Is that where you
14	referring to page number four on Plaintiff's	14	contend your vehicle was?
15	Exhibit Number Eleven. Is this the diagram	15	A. I would say that I hadn't been going up very
16	that you were just talking about?	16	long.
17	A. Yes.	17	Q. Where did you back up at and try to
18	Q. Now, hang on one second. Let me allow you	18	A. Down in the highway.
19	to use this ink pen here. Ms. Baldwin, I'm	19	Q. You were in the highway when you backed up?
20	going to refer to page number four	20	A. Yeah.
21	actually page number five. It is the same	21	Q. And did you actually put your vehicle in
22	drawing, but it's a little bit bigger and it	22	reverse and start backing up to try to catch
23	might help you identify it a little better.	23	that exit?
	Page 82		Page 84
1	All right?	1	A. Yes. I stood there until it was safe for me
2	A. Okay.	2	to back up, you know, and go to my right to
3	Q. What I want you to do, Ms. Baldwin, I think	3	get to that.
4	you testified that you were traveling in the	4	Q. And that was in the highway that you did
5	one lane right there, correct? I want you	5	that, that you backed up?
6	to take one of these green stars, if you	6	A. Right.
7	can, and just put it in the area that you	7	Q. Do you remember Let me ask you this.
8	were just so we can show that that was your	8	Once Ms. Colvin's car hit you from behind,
9	vehicle in that approximate area. Okay?	9	do you remember the car going up in the air?
10	MR. HENDERSON: At what time?	10	A. It didn't seem to go up in the air. It just
11	Q. At approximately seven o two, seven o three,	11	seemed to sort of turn around as if it was
12	right before the accident where you believe	12	going to go back to the left.
13	your vehicle was.	13	Q. And were you injured in the accident?
		14	A. Injured?
14	MR. HENDERSON: When you say right		O Van malam Wana L
14 15	before the accident, there is a	15	Q. Yes, ma'am. Were you hurt?
14 15 16	before the accident, there is a lot of time there.	15 16	A. (Witness shakes head.)
14 15 16 17	before the accident, there is a lot of time there. Q. Immediately preceding the accident at seven	15 16 17	A. (Witness shakes head.) Q. You weren't hurt?
14 15 16 17 18	before the accident, there is a lot of time there. Q. Immediately preceding the accident at seven o two or seven or three during the time	15 16 17 18	A. (Witness shakes head.)Q. You weren't hurt?A. (Witness shakes head.)
14 15 16 17 18 19	before the accident, there is a lot of time there. Q. Immediately preceding the accident at seven o two or seven or three during the time frame when you tried to take the one little	15 16 17 18 19	A. (Witness shakes head.)Q. You weren't hurt?A. (Witness shakes head.)Q. How did you get out of the vehicle?
14 15 16 17 18 19 20	before the accident, there is a lot of time there. Q. Immediately preceding the accident at seven o two or seven or three during the time frame when you tried to take the one little road.	15 16 17 18 19 20	 A. (Witness shakes head.) Q. You weren't hurt? A. (Witness shakes head.) Q. How did you get out of the vehicle? A. I just got out.
14 15 16 17 18 19 20 21	before the accident, there is a lot of time there. Q. Immediately preceding the accident at seven o two or seven or three during the time frame when you tried to take the one little road. MR. WALLER: Can I interject	15 16 17 18 19 20 21	 A. (Witness shakes head.) Q. You weren't hurt? A. (Witness shakes head.) Q. How did you get out of the vehicle? A. I just got out. Q. You just got out?
14 15 16 17 18 19 20	before the accident, there is a lot of time there. Q. Immediately preceding the accident at seven o two or seven or three during the time frame when you tried to take the one little road.	15 16 17 18 19 20	 A. (Witness shakes head.) Q. You weren't hurt? A. (Witness shakes head.) Q. How did you get out of the vehicle? A. I just got out.

	Page 8:	5	Page 87
1	did?	1	Q. Let me ask you this question. In your
2	A. Well, I looked back at my sister, the one	2	interrogatories I asked you the questions
3	that was killed. And she was, you know,	3	I had asked you, and you were to answer and
4	laying over from the right side she was	4	give them back to us. I had asked you is it
5	laying over to the left side. And when the	5	customary for you to stop or back up on the
6	car hit, she said, oh. And it was a lot of	6	roadway. And I believe your answer was very
7	blood coming from so much so that the	7	seldom.
8	jacket that she had on the seat beside her	8	A. Very seldom.
9	was so full of blood and the seat of the car	9	Q. Have you ever done that before where you
10		10	just stopped in the middle of the highway
11	that we just left that as it was. And the	11	and backed up?
12	ambulance picked her up.	12	A. I wasn't on the middle of
13	Q. Did you see anybody else come in and try to	13	Q. Or in the highway?
14	help out with the accident? A. No.	14	A. In the highway.
15	Q. You don't remember any guys coming in and	15	Q. Have you ever done that before?
16	trying to get you out of the car?	16	A. Yes.
17	A. No.	17	O. You have?
18	Q. Did anybody try to get Ms. Prather out of	18	A. Uh-huh (positive response). Pulled to the
19	the car?	19	side to, you know, the extreme right.
20	A. Only the people of the ambulance that was	20	Q. But when you stopped and backed up, were you
21	going to take us you know, that helped	21	in the highway when you did that and then
22	her out.	22	you pulled to the side?
23	Q. Prior to them arriving, did anyone	23	A. Right.
	——————————————————————————————————————		3
	Page 86		Page 88
1	A. Nobody, no. Nobody. We were just the two		
	The Treebody, Her Treebody. The Well-Just the two	1	Q. Let me ask you this question. Was anybody
2	cars up there.	2	injured or was there an accident behind that
3	cars up there. Q. There were no other cars around?	2 3	injured or was there an accident behind that conduct before when you did that? Did
3 4	cars up there. Q. There were no other cars around? A. No.	2 3 4	injured or was there an accident behind that conduct before when you did that? Did anybody ever get hurt?
3 4 5	cars up there. Q. There were no other cars around? A. No. Q. Did anybody try to Did you try to help	2 3 4 5	injured or was there an accident behind that conduct before when you did that? Did anybody ever get hurt? A. No.
3 4 5 6	cars up there. Q. There were no other cars around? A. No. Q. Did anybody try to Did you try to help your sister Ms. Johnson get up?	2 3 4 5 6	injured or was there an accident behind that conduct before when you did that? Did anybody ever get hurt? A. No. Q. Do you think it's safe to stop in the
3 4 5 6 7	 cars up there. Q. There were no other cars around? A. No. Q. Did anybody try to Did you try to help your sister Ms. Johnson get up? A. No, because the people in the ambulance was 	2 3 4 5 6 7	injured or was there an accident behind that conduct before when you did that? Did anybody ever get hurt? A. No. Q. Do you think it's safe to stop in the highway and back up?
3 4 5 6 7 8	 cars up there. Q. There were no other cars around? A. No. Q. Did anybody try to Did you try to help your sister Ms. Johnson get up? A. No, because the people in the ambulance was helping her. 	2 3 4 5 6 7 8	injured or was there an accident behind that conduct before when you did that? Did anybody ever get hurt? A. No. Q. Do you think it's safe to stop in the highway and back up? A. Yes.
3 4 5 6 7 8 9	 cars up there. Q. There were no other cars around? A. No. Q. Did anybody try to Did you try to help your sister Ms. Johnson get up? A. No, because the people in the ambulance was helping her. Q. Okay. That's fair enough. After you had 	2 3 4 5 6 7 8 9	injured or was there an accident behind that conduct before when you did that? Did anybody ever get hurt? A. No. Q. Do you think it's safe to stop in the highway and back up? A. Yes. Q. You think it is safe to do that?
3 4 5 6 7 8 9	 cars up there. Q. There were no other cars around? A. No. Q. Did anybody try to Did you try to help your sister Ms. Johnson get up? A. No, because the people in the ambulance was helping her. Q. Okay. That's fair enough. After you had gotten out and you-all waited for the 	2 3 4 5 6 7 8 9	injured or was there an accident behind that conduct before when you did that? Did anybody ever get hurt? A. No. Q. Do you think it's safe to stop in the highway and back up? A. Yes. Q. You think it is safe to do that? A. If you don't see anyplace of pulling off to
3 4 5 6 7 8 9 10 11	 cars up there. Q. There were no other cars around? A. No. Q. Did anybody try to Did you try to help your sister Ms. Johnson get up? A. No, because the people in the ambulance was helping her. Q. Okay. That's fair enough. After you had gotten out and you-all waited for the paramedics to come, did you say anything to 	2 3 4 5 6 7 8 9	 injured or was there an accident behind that conduct before when you did that? Did anybody ever get hurt? A. No. Q. Do you think it's safe to stop in the highway and back up? A. Yes. Q. You think it is safe to do that? A. If you don't see anyplace of pulling off to your right.
3 4 5 6 7 8 9 10 11 12	cars up there. Q. There were no other cars around? A. No. Q. Did anybody try to Did you try to help your sister Ms. Johnson get up? A. No, because the people in the ambulance was helping her. Q. Okay. That's fair enough. After you had gotten out and you-all waited for the paramedics to come, did you say anything to Ms. Prather about what happened?	2 3 4 5 6 7 8 9 10 11 12	 injured or was there an accident behind that conduct before when you did that? Did anybody ever get hurt? A. No. Q. Do you think it's safe to stop in the highway and back up? A. Yes. Q. You think it is safe to do that? A. If you don't see anyplace of pulling off to your right. Q. Assuming that it's Let me ask you this
3 4 5 6 7 8 9 10 11 12 13	cars up there. Q. There were no other cars around? A. No. Q. Did anybody try to Did you try to help your sister Ms. Johnson get up? A. No, because the people in the ambulance was helping her. Q. Okay. That's fair enough. After you had gotten out and you-all waited for the paramedics to come, did you say anything to Ms. Prather about what happened? A. No, I don't think so.	2 3 4 5 6 7 8 9 10 11 12 13	 injured or was there an accident behind that conduct before when you did that? Did anybody ever get hurt? A. No. Q. Do you think it's safe to stop in the highway and back up? A. Yes. Q. You think it is safe to do that? A. If you don't see anyplace of pulling off to your right. Q. Assuming that it's Let me ask you this question. If there are other cars coming
3 4 5 6 7 8 9 10 11 12 13 14	cars up there. Q. There were no other cars around? A. No. Q. Did anybody try to Did you try to help your sister Ms. Johnson get up? A. No, because the people in the ambulance was helping her. Q. Okay. That's fair enough. After you had gotten out and you-all waited for the paramedics to come, did you say anything to Ms. Prather about what happened? A. No, I don't think so. Q. Did you go to the hospital?	2 3 4 5 6 7 8 9 10 11 12 13 14	 injured or was there an accident behind that conduct before when you did that? Did anybody ever get hurt? A. No. Q. Do you think it's safe to stop in the highway and back up? A. Yes. Q. You think it is safe to do that? A. If you don't see anyplace of pulling off to your right. Q. Assuming that it's Let me ask you this question. If there are other cars coming behind you, would it be safe in your
3 4 5 6 7 8 9 10 11 12 13 14 15	cars up there. Q. There were no other cars around? A. No. Q. Did anybody try to Did you try to help your sister Ms. Johnson get up? A. No, because the people in the ambulance was helping her. Q. Okay. That's fair enough. After you had gotten out and you-all waited for the paramedics to come, did you say anything to Ms. Prather about what happened? A. No, I don't think so. Q. Did you go to the hospital? A. They took us to the hospital.	2 3 4 5 6 7 8 9 10 11 12 13 14 15	 injured or was there an accident behind that conduct before when you did that? Did anybody ever get hurt? A. No. Q. Do you think it's safe to stop in the highway and back up? A. Yes. Q. You think it is safe to do that? A. If you don't see anyplace of pulling off to your right. Q. Assuming that it's Let me ask you this question. If there are other cars coming behind you, would it be safe in your opinion would it be safe, then, to stop in
3 4 5 6 7 8 9 10 11 12 13 14 15 16	cars up there. Q. There were no other cars around? A. No. Q. Did anybody try to Did you try to help your sister Ms. Johnson get up? A. No, because the people in the ambulance was helping her. Q. Okay. That's fair enough. After you had gotten out and you-all waited for the paramedics to come, did you say anything to Ms. Prather about what happened? A. No, I don't think so. Q. Did you go to the hospital? A. They took us to the hospital. Q. The ambulance took you to the hospital as	2 3 4 5 6 7 8 9 10 11 12 13 14 15 16	 injured or was there an accident behind that conduct before when you did that? Did anybody ever get hurt? A. No. Q. Do you think it's safe to stop in the highway and back up? A. Yes. Q. You think it is safe to do that? A. If you don't see anyplace of pulling off to your right. Q. Assuming that it's Let me ask you this question. If there are other cars coming behind you, would it be safe in your opinion would it be safe, then, to stop in the highway?
3 4 5 6 7 8 9 10 11 12 13 14 15 16 17	cars up there. Q. There were no other cars around? A. No. Q. Did anybody try to Did you try to help your sister Ms. Johnson get up? A. No, because the people in the ambulance was helping her. Q. Okay. That's fair enough. After you had gotten out and you-all waited for the paramedics to come, did you say anything to Ms. Prather about what happened? A. No, I don't think so. Q. Did you go to the hospital? A. They took us to the hospital. Q. The ambulance took you to the hospital as well?	2 3 4 5 6 7 8 9 10 11 12 13 14 15 16 17	 injured or was there an accident behind that conduct before when you did that? Did anybody ever get hurt? A. No. Q. Do you think it's safe to stop in the highway and back up? A. Yes. Q. You think it is safe to do that? A. If you don't see anyplace of pulling off to your right. Q. Assuming that it's Let me ask you this question. If there are other cars coming behind you, would it be safe in your opinion would it be safe, then, to stop in the highway? A. Extremely at the right, but not in the
3 4 5 6 7 8 9 10 11 12 13 14 15 16 17 18	cars up there. Q. There were no other cars around? A. No. Q. Did anybody try to Did you try to help your sister Ms. Johnson get up? A. No, because the people in the ambulance was helping her. Q. Okay. That's fair enough. After you had gotten out and you-all waited for the paramedics to come, did you say anything to Ms. Prather about what happened? A. No, I don't think so. Q. Did you go to the hospital? A. They took us to the hospital. Q. The ambulance took you to the hospital as well? A. Right.	2 3 4 5 6 7 8 9 10 11 12 13 14 15 16 17 18	 injured or was there an accident behind that conduct before when you did that? Did anybody ever get hurt? A. No. Q. Do you think it's safe to stop in the highway and back up? A. Yes. Q. You think it is safe to do that? A. If you don't see anyplace of pulling off to your right. Q. Assuming that it's Let me ask you this question. If there are other cars coming behind you, would it be safe in your opinion would it be safe, then, to stop in the highway? A. Extremely at the right, but not in the highway. You know, but that space that's
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	Page 8	9	Page 91
1	A. Oh, no. Never back up there.	1	A. No. It didn't seem that it bothered that
2	Q. Is that dangerous?	2	car that hit me. It just splattered it.
3	A. Sure.	3	Q. It just splattered which one?
4	Q. What do you think would happen if you did	4	A. The one that I was driving. And it didn't
5	that?	5	seem that they were hurt. It seemed that
6	A. They would kill everybody in that front car.	6	they just sat there.
7	Q. When you backed up you say you were in	7	Q. Who did?
8	the highway when you backed up did you	8	A. The other car. It did When it hit, it
9	think about whether or not someone	9	on the other little space there, it had
10	A. But I wasn't, you know, out in the traveling	10	turned to come across that little ramp that
11	lane. I was beside that space that if	11	we were going up.
12	you had car trouble that you would pull over	12	Q. At some point, Ms. Baldwin, when you had
13	there.	13	gone to the hospital and Ms. Prather had
14	Q. Is it possible that you may have thought	14	gone to the hospital and wis. Framer had gone to the hospital, at some point did you
15	that you were in that space and you were in	15	go down to the Montgomery Police Station?
16	the highway?	16	A. It seemed that at some point we did, because
17	A. No.	17	it seemed that they didn't couldn't keep
18	Q. I think you testified earlier that you were	18	up with the license. And it was some
19	in the highway when you backed up. Were you	19	walking around down there.
20	in the highway when you backed up?	20	Q. Do you remember giving a statement about
21	A. Possibly. But you are calling the	21	your version of the events that took place
22	highway it's those lanes that tell you,	22	on July 27, 2007? Did you give a statement
23	you know, that you are in one, two, three	23	to the police about what happened?
23	you know, that you are in one, two, takee	23	to the police about what happened:
	Page 90		Page 92
1	lane, that's the highway. But not that lane	1	A. I would think I did.
2	that you don't drive on, the one that's on	2	(D) : ('CO E 1.'1 'ANT 1 10
3		4	(Plaintiff's Exhibit Number 12
	the right.	3	marked for identification.)
4	the right. Q. So would it be safe to say that if you were		
	Q. So would it be safe to say that if you were in the highway, the lane that you do drive	3	marked for identification.)
4	Q. So would it be safe to say that if you were in the highway, the lane that you do drive on and you back up, that would be dangerous?	3 4	marked for identification.) Q. Let me show you what I'm going to mark as
4 5	Q. So would it be safe to say that if you were in the highway, the lane that you do drive on and you back up, that would be dangerous?A. Worse than dangerous.	3 4 5	marked for identification.) Q. Let me show you what I'm going to mark as Plaintiff's Exhibit Number Twelve and ask
4 5 6	Q. So would it be safe to say that if you were in the highway, the lane that you do drive on and you back up, that would be dangerous?	3 4 5 6	marked for identification.) Q. Let me show you what I'm going to mark as Plaintiff's Exhibit Number Twelve and ask you if you remember receiving that document,
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		_	
	Page 93		Page 95
1	A. Yes.	1	Q. Are you struggling? We are going to try to
2	Q. Now, do you remember if they recorded that	2	make this as painless as possible. Okay?
3	statement; in other words, if they had a	3	A. Thank you.
1		4	
4	little tape recorder device similar to what		Q. We are back on the record, and you remember
5	we have here today when they recorded your	5	you are still under oath from yesterday.
6	statement or not?	6	Okay?
7	A. You mean this is the police	7	A. Yes.
8	Q. Yes.	8	Q. I'm going to finish asking you some
9	A in Montgomery?	9	questions that I didn't get a chance to talk
10	Q. In Montgomery, yes, ma'am.	10	to you about yesterday.
11	A. No, I don't.	11	Do you remember I showed you
12	(Plaintiff's Exhibit Number 13	12	Plaintiff's Exhibit Number Thirteen. That
13	marked for identification.)	13	was a statement that you had given to the
14	· ·	14	Montgomery Police Department and we had
	Q. I'm going to show you what I've marked as	15	- · ·
15	Plaintiff's Exhibit Thirteen. I want you to		asked you to take a copy of it home and read
16	take a look at that document. It's about	16	it. Did you get a chance to do that?
17	twelve pages long, and I represent to you	17	A. No.
18	that it constitutes the statement that you	18	Q. Do you remember your attorney giving you a
19	gave to Corporal Caffey following the	19	copy yesterday before we left the
20	accident. I want you to take a few minutes	20	deposition? Did you get a chance to look at
21	to look at it if you haven't already. Take	21	that document and review it last night?
22	a look at that and see if that statement is	22	A. No.
23	the statement that you gave on that date	23	Q. Now, I represent to you that that document
_			
1	Page 94		Page 96
1		r .	
1	July 28th, 2007.	1	is the statement that you gave Corporal
1 2		1 2	
	July 28th, 2007.		is the statement that you gave Corporal
2	July 28th, 2007. MR. COLLINS: For the record,	2	is the statement that you gave Corporal Caffey, I believe, on July 28th, which is
2 3 4	July 28th, 2007. MR. COLLINS: For the record, Ms. Baldwin is still under	2 3	is the statement that you gave Corporal Caffey, I believe, on July 28th, which is the date after the accident. Do you remember giving a statement to the police
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2 3 4 5 6 7	July 28th, 2007. MR. COLLINS: For the record, Ms. Baldwin is still under oath. She is reviewing Plaintiff's Exhibit Number Thirteen. However, due to scheduling we are going to	2 3 4 5 6 7	is the statement that you gave Corporal Caffey, I believe, on July 28th, which is the date after the accident. Do you remember giving a statement to the police about the accident? Do you remember talking to the police about the accident? A. No.
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	Page 9	7	Page 99
1	was a document that contained your statement	1	answer was: Yes. Do you remember saying
2	indicating that you fully understand the	2	that on July 28th, 2007?
3	statement that you were giving and you were	3	A. Spending the night?
4	giving that statement voluntarily. Do you	4	Q. Does that help you remember whether or not
5	remember seeing this document yesterday?	5	you spent the night in Newnan, Georgia?
6	A. Yes.	6	A. Spending the night, was that at a motel or
7	Q. Is that your signature on the bottom of	7	the hospital?
8	Plaintiff's Exhibit Number Twelve?	8	Q. At a motel a motel or hotel. And I
9	A. Yes, to the right.	9	believe you said that you spent the night at
10	Q. Okay.	10	Holiday Inn, I think. Is that If you
11		11	
12	MR. COLLINS: And, for the record,	12	look down, is that what you told A. I don't know.
200	with agreement of the parties	0.70	
13	we stipulate that the statement	13	Q. Do you remember telling Corporal Caffey that
14	constituted in Plaintiff's	14	you spent the night at the Holiday Inn?
15	Exhibit Number Thirteen is the	15	A. No, I don't remember it now.
16	statement that Ms. Baldwin had	16	Q. Okay. Let's talk about when you got to
17	given on July 28th, 2007	17	Alabama. I believe you testified yesterday
18	regarding the accident that	18	that you when you left Georgia, you came
19	makes the basis of this case.	19	straight on to Alabama and then you realized
20	Q. Ms. Baldwin, I'm just going to ask you a	20	that you were too far into Alabama and you
21	couple of questions based on your statement	21	wanted to turn around.
22	and see if you can just help me out a little	22	A. Right.
23	bit. Okay?	23	Q. Do you remember going to Ramer, Alabama?
	Page 98		Page 100
1	Now, I asked you yesterday,	1	A. Ramer?
2	Ms. Baldwin, if you remember spending the	2	Q. Yes.
3	night somewhere in Newnan, Georgia. And I	3	A. (Witness shakes head.)
4	believe you told me no, you didn't remember	4	Q. You don't remember? Do you know where
5	spending the night.	5	Ramer, Alabama is?
6	A. I don't.	6	A. No.
7	Q. If you would, turn to page number eight.	7	Q. Do you remember stopping and purchasing gas
8	And if you look at the bottom you'll see the	8	in Ramer, Alabama?
9	page designations at the bottom of your	9	A. No.
10	document. But turn to the eighth page of	10	Q. Do you remember where you stopped and got
11	that document, and let me know when you get	11	gas on your way from Georgia to Alabama?
12	there.	12	A. No.
13	A. Okay.	13	Q. You don't really remember?
14	Q. And I'll read to you, Ms. Baldwin, from the	14	A. (Witness shakes head.)
15	statement about a quarter of the page down	15	Q. When you got into Alabama, did you drive
		16	
16	it says, question: Okay. So y'all go back	17	just on Interstate 85 or did you ride all
17	to Atlanta and this is Thursday evening, and		around different portions of Montgomery,
18	then you get on 85 and you-all stop in	18	Alabama?
19	Newnan, Georgia to spend the night. Is that	19	A. No.
20	where y'all spent the night? And your	20	Q. You were just on the interstate?
21		21	A. Right, 85.
22	1	22	Q. 85. You never got off at all and went to
23	remember spending the night? And your	23	another part of

		T	
	Page 10	1	Page 10
1	A. No.	1	Q. Now, when you had planned to get to
2	Q this area in Montgomery, Alabama?	2	Cuthbert, did you-all have some type of
3	A. No.	3	activity planned like a family dinner or
4	Q. That's enough with this document here. We	4	reunion of sorts that you-all had planned?
5	are pretty much done with that.	5	A. No.
6	Let's talk about Cuthbert, Georgia.	6	Q. What usually happens when you-all go to
7	Tell me again, Ms. Baldwin, who were you,	7	Cuthbert and what kind of activities do
8	Irena, and Ella who were you-all going to	8	you-all usually partake in?
9	visit in Cuthbert, Georgia?	9	A. Just go from house to house, and Lois
10	A. Family.	10	usually fixes dinner.
11	Q. Can you give me the names of family?	11	Q. And, again, I think you testified
12	A. Lois Brown.	12	yesterday
13	Q. And how was she related to you?	13	A. We may go out to dinner.
14	A. Niece.	14	Q. Okay.
15	Q. And do you know her telephone number?	15	A. I can't tell you where that is.
16	Ms. Baldwin, you don't have to get it out	16	Q. I think you testified yesterday that this is
17	right now. But if you can get it to your	17	something you-all do every single year,
18	attorney, he can give it to me later. Okay?	18	correct?
19	And who else were y'all going to see?	19	A. Yes.
20	A. Ann Johnson.	20	Q. And it's kind of like a reunion?
21	Q. And how are you related to Ann Johnson?	21	A. Well, we don't call it a reunion, not then.
22	A. I'm her aunt.	22	But sometime ago it was a reunion.
23	Q. Now, Ann Johnson, is she related to how	23	Q. But now it's just all of the sisters come
_			
	Page 102		Page 104
1	was she related to Irena Johnson?	1	down and everybody just goes to visit
2	A. She's Irena's niece.	2	everybody?
3	Q. And Lois Brown is also Irena's niece; is	3	A. Right.
4	that correct?	4	Q. And that's something that Irena wanted to
5	A. Right.	5	do; is that correct?
6	Q. Now, does Lois Brown and Ann Johnson live	6	A. Right.
7	together or do they live separately? Do	7	Q. Something that you wanted to do?
8	they live in different houses, or do they	8	A. Uh-huh (positive response).
9	live together?	9	Q. And something that Ella wanted to do; is
10	A. Different houses.	10	that correct?
11	Q. Was there anyone else you-all were going to	11	A. Right.
12	see in Cuthbert?	12	(Plaintiff's Exhibit Number 14
13	A. A sister-in-law.	13	marked for identification.)
14	Q. Your sister-in-law?	14	Q. Ms. Baldwin, I'm going to show you what I've
15	A. Yeah.	15	marked as Plaintiff's Exhibit Number
16	Q. What's her name?	16	Fourteen. And I'm going to ask you if you
17	A. Lucille Johnson.	17	can take a look at that document and see if
18	Q. Now, how was she your sister-in-law?	18	you've seen that document before. And on
19	A. She was once married to my brother, oldest	19	the very last page or next to the last page,
20	brother.	20	I believe your signature may be on there,
21	Q. Now, was there anyone else you-all were	21	and tell me if you signed that document.
0.0		22	And you can flip the pages if you need to,
22	going to see in Cuthbert, Georgia?		
22 23	A. Just whoever was in the house with Lucille.	23	Ms. Baldwin.

1	Page 10	5	Page 107
1		İ.	
1	Ms. Baldwin, all I want you to do is	1	case? Did you let Allstate know your
2	take a look at that document. You don't	2	insurance company know about this particular
3	have to read it. Just take a look at the	3	accident?
4	document and see if you've seen it before	4	A. I don't remember.
5	and if you in fact signed that document on	5	Q. You don't remember. You may have? You just
6	the last page.	6	don't remember?
7	Is that last page, Ms. Baldwin? Does	7	A. No, I don't remember.
8	that appear to be your signature somewhere	8	Q. And interrogatory number twenty-two asks is
9	on that page?	9	it customary in your driving experience that
10	A. Yes.	10	you stop on the roadways including
11	Q. It looks like you read those	11	interstate, highways, and expressways that
12	interrogatories. I'm just going to ask you	12	are traveled by other drivers if you look
13	a couple of questions with regard to those	13	at number twenty-four in that document. And
14	interrogatories and the other attorneys may	14	your answer was very seldom. And I believe
15	ask you some questions about those as well.	15	yesterday you testified that
16	Ms. Baldwin, was Irena and Ella, were	16	A. Twenty-two?
17	they passengers in the vehicle?	17	Q. Yes, ma'am.
18	A. Yes.	18	MR. COLLINS: Do you want to help
19	Q. Now, do you know what a guest is?	19	her out, David?
20	A. A guest?	20	A. Very, very seldom.
21	Q. Yes.	21	Q. Very, very seldom. And I believe yesterday
22	A. Yes. Somebody that really doesn't live with	22	you said that you have done it before; is
23	you.	23	that correct?
	Page 106		Page 108
1	MR. HENDERSON: Object to the	1	MR. HENDERSON: Let me object to
2	form.	2	the form. I don't think that
3	Q. Would you characterize Irena as a guest in	3	she said that she stopped in a
4	the automobile with you?	4	lane of highway, but she
5	MR. HENDERSON: Object to the	5	stopped off to the side of the
6	form.	6	road because obviously she
7	Q. Or would you characterize her as a	7	testified yesterday that it
8	passenger?	8	would be dangerous to stop in
9	MR. HENDERSON: Object to the	9	the lane of a highway.
10	form. You are asking about a	10	MR. COLLINS: Actually I think she
11	legal conclusion.	11	testified that she stopped in
12	MR. COLLINS: I understand the	12	the highway before.
13	objection.	13	THE WITNESS: No, not in the
14	MR. HENDERSON: And she obviously	14	highway.
15	doesn't understand the legal	15	MR. COLLINS: There was another
16	definition of a guest or a	16	question I think she when I
17	passenger. But under the facts	17	asked her is it customary that
A /	that she presented, it would	18	she stop on the roadway, I
18	appear that she's a passenger.	19	believe she we can address
18			that at a later date. I'll
18 19	• • • • • • • • • • • • • • • • • • • •	20	that at a later date. I li
18 19 20	Q. With regards to interrogatory number	20 21	
18 19 20 21	Q. With regards to interrogatory number thirteen, you indicated that you also had	21	withdraw the question for right now.
18 19 20	Q. With regards to interrogatory number		withdraw the question for right

	Page 10s		Page 111
1	We are done with that document there. Let	1	A. This is the closest one to it.
2	me ask you one more question about Cuthbert.	2	Q. Does that appear to be the car that you had
3	Are there any other relatives in Cuthbert	3	rented from Hertz?
4	that may be sick or sometimes ill when	4	A. This car seems to be blue.
5	you-all travel to see them?	5	Q. Okay. What color was the Hertz car?
6	A. Well, my sister-in-law is ill. But she's in	6	A. It looks like it was a rust color or wine or
7	bed at all times.	7	reddish looking.
8	Q. Is that Lucille Johnson?	8	Q. But take a look at the entire scene and the
9	A. Right.	9	car. You said there was a black car that
10	Q. Is that one of the reasons why you-all	10	hit you as well; is that correct? The black
11	travel to see her because she's	11	car is the car that hit you from behind?
12	A. No.	12	MR. WALLER: Object to the form.
13	Q. But when you make it to Cuthbert, you do go	13	Q. What color was the car that hit you from
14	and see her?	14	behind?
15	A. Definitely.	15	MR. WALLER: Object to the form.
16	Q. Anybody else that may be ill or anything to	16	A. It seems to have been black. But you don't
17	that effect?	17	show that car you don't show another car
18	A. No. That's the only ill one there.	18	on this little strip going up.
19	(Plaintiff's Exhibit Numbers 15	19 20	Q. Can you take a look at the picture where
20 21	through 59 marked for identification.)	21	your hand is right here, this picture right here, there on the top. And I believe
22	Q. The last thing I want to do, Ms. Baldwin	22	that's Plaintiff's Exhibit Number What's
23	and I'll give the other attorneys an	23	the number at the bottom there?
23	and in give the onici attorneys an	23	the number at the bottom there.
	Page 110		Page 112
1	opportunity to ask you some questions I'm	1	A. Fifteen.
2	opportunity to ask you some questions I'm going to show you about forty-six	2	A. Fifteen.Q. Fifteen. What color is the vehicle in that
2 3	opportunity to ask you some questions I'm going to show you about forty-six photographs that were taken of the accident.	2 3	A. Fifteen.Q. Fifteen. What color is the vehicle in that photograph?
2 3 4	opportunity to ask you some questions I'm going to show you about forty-six photographs that were taken of the accident. Okay? I want you to just kind of flip	2 3 4	A. Fifteen.Q. Fifteen. What color is the vehicle in that photograph?A. It's sitting over here, but it's dark.
2 3 4 5	opportunity to ask you some questions I'm going to show you about forty-six photographs that were taken of the accident. Okay? I want you to just kind of flip through them and look at them and tell me if	2 3 4 5	 A. Fifteen. Q. Fifteen. What color is the vehicle in that photograph? A. It's sitting over here, but it's dark. Q. Does it appear to be black or blue?
2 3 4 5 6	opportunity to ask you some questions I'm going to show you about forty-six photographs that were taken of the accident. Okay? I want you to just kind of flip through them and look at them and tell me if the scene looks familiar to you. When you	2 3 4 5 6	 A. Fifteen. Q. Fifteen. What color is the vehicle in that photograph? A. It's sitting over here, but it's dark. Q. Does it appear to be black or blue? A. It appears to be black.
2 3 4 5 6 7	opportunity to ask you some questions I'm going to show you about forty-six photographs that were taken of the accident. Okay? I want you to just kind of flip through them and look at them and tell me if the scene looks familiar to you. When you got out of the car after the accident, if	2 3 4 5 6 7	 A. Fifteen. Q. Fifteen. What color is the vehicle in that photograph? A. It's sitting over here, but it's dark. Q. Does it appear to be black or blue? A. It appears to be black. Q. Do you remember that vehicle being the
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2 3 4 5 6 7 8 9 10 11 12 13 14 15 16 17 18 19 20 21	opportunity to ask you some questions I'm going to show you about forty-six photographs that were taken of the accident. Okay? I want you to just kind of flip through them and look at them and tell me if the scene looks familiar to you. When you got out of the car after the accident, if you remember seeing Ms. Colvin's vehicle and your vehicle that you had rented in that same or similar condition. Just take a look at those photographs. Just flip through them and tell me if you remember that scene if those photographs accurately depict the scene as you saw it that day. And if you could kind of keep them in order. Ms. Baldwin, you had an opportunity to look at those photographs, correct? A. Yes. Q. Do the images in those photographs look familiar to you? The vehicles and the	2 3 4 5 6 7 8 9 10 11 12 13 14 15 16 17 18 19 20 21	 A. Fifteen. Q. Fifteen. What color is the vehicle in that photograph? A. It's sitting over here, but it's dark. Q. Does it appear to be black or blue? A. It appears to be black. Q. Do you remember that vehicle being the vehicle that was involved in the accident that you were in? A. It seemingly might have been. Q. What about the vehicle right here, does that kind of look like the vehicle that you may have been in that you were driving? A. That is a hit from possibly the right side. Q. And where was the car that you were driving hit from? A. Mostly on the right, I guess, that my sister said, oh, and, you know, fell over to the left. And it was all of this blood over there. Q. If I represent to you that that is the

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	Page 11.		Page 115
1	Q. Yes.	1	hit, it just parked over there.
2	would that sound about right? Could	2	Q. If you would, Ms. Baldwin, slide the
3	it possibly have been the vehicle that you	3	photographs over to me and I'm going to go
4	rented from Hertz?	4	through some of them.
5	MR. PHILLIPS: Object to the form.	5	A. Okay. This is six.
6	A. It could have, but not been a blue one.	6	Q. And I'll put them back in order. Don't
7	Q. Do any of those pictures look familiar to	7	worry about that. Okay?
8	you, Ms. Baldwin?	8	A. Okay.
9	A. Not too much.	9	Q. Ms. Baldwin, I'm going to show you what is
10	Q. Now, when you got out of the vehicle after	10	Plaintiff's Exhibit Number Twenty-nine.
11	the accident, did you take a look at the	11	Does that photograph look like the vehicle
12	scene? Did you look and see what was going	12	that you rented from Hertz?
13	on?	13	A. I'm not sure.
14	A. No, because it was Yeah. Because it	14	Q. Is it similar in type, just the color is
15	wasn't anybody there but the people that	15	different?
16	were in the car that hit me. They didn't	16	MR. PHILLIPS: Object. It's been
17	seem to be getting out doing anything. Just	17	asked and answered. She
18	sitting in the car.	18	doesn't seem to recall.
19	Q. And when you got out You testified	19	A. At this point I'm not sure.
20	yesterday that you had got out of the car;	20	Q. Okay. You just can't remember?
21	is that correct?	21	A. (Witness shakes head.)
22	A. Yes.	22	Q. And you say there was a black car over to
23	Q. And that you checked on your sisters and	23	the right-hand side. I'm going to show you
	Page 114		Page 116
1	then you waited for help; is that correct?	1	what's been marked as Plaintiff's Exhibit
2	A. Right.	2	Number Thirty. Does that appear to be the
3	Q. While you were waiting, did you look around	3	black car that you remember seeing?
4	to see what vehicles	4	A. You mean this one?
5	A. It seems that nobody was around.	5	Q. The one in the middle of the page.
6	Q. Did you see any cars that looked like they	6	A. Going in the wrong direction. And it isn't
7	had been in a collision?	7	going up that little strip behind me.
8	A. No, no.	8	Q. Okay. Just one second, Ms. Baldwin. Take a
9	Q. Did you see a black car?	9	look at Plaintiff's Exhibit Number
10	A. That was standing facing me. Not facing me,	10	Forty-nine. Does that appear to be the area
11	facing the right side of the Hertz car that	11	that you were traveling in Montgomery on
12	I was driving.	12	July 27th?
13	Q. Is that the Hertz car that you were driving?	13	A. Yes.
14	A. This one?	14	Q. So that
15	Q. Yes.	15	A. That's that yes, the strip that's going
16	A. The color is wrong.	16	up.
17	Q. Is that the only thing wrong? Does that	17	Q. Okay.
18	look like the type of vehicle you had	18	A. It's only one door up there to go through.
		10	Q. Okay. Now, when you say Strike that.
19	rented, though? Is that the only thing you	19	
20	represent as being wrong is the color?	20	Let me ask you this question. So you do
20 21	represent as being wrong is the color? A. I'm not sure. And I guess that one	20 21	Let me ask you this question. So you do recognize the images in Plaintiff's Exhibit
20 21 22	represent as being wrong is the color? A. I'm not sure. And I guess that one that's with its face torn that's going	20 21 22	Let me ask you this question. So you do recognize the images in Plaintiff's Exhibit Number Forty-nine. You see the signs up
20 21	represent as being wrong is the color? A. I'm not sure. And I guess that one	20 21	Let me ask you this question. So you do recognize the images in Plaintiff's Exhibit

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	Page 117		Page 119
1	A. Maybe.	1	around? Just put a nice big X right there.
2	Q. Okay. I think you just said you did. Do	2	It doesn't have to be too big.
3	you remember whether or not you were	3	A. To turn around?
4	traveling on that road on July 27th of 2007?	4	Q. Yes.
5	A. Yes.	5	A. I wasn't going to turn around in this lane.
6	Q. You were?	6	I didn't want to go on over into Alabama any
7	A. Yes.	7	further. So I was going to get on this
8	Q. So does that picture fairly and accurately	8	thing. Well, you had called what 85
9	depict the scene as you remember on July 27,	9	is down here. And going up this lane, just
10	2007?	10	one car could go up and through.
11	A. Yes. See, you drive up here. And to turn	11	Q. This probably would show up a little bit
12	around, only one could go through there to	12	better than that, Ms. Baldwin, if you can
13	turn around.	13	get the top off. Just use that end right
14	MR. HENDERSON: Ms. Baldwin, just	14	there and make a marking where you were
15	so I'm clear. When you point	15	indicating you were traveling.
16	up there, do you mean there was	16	MR. HENDERSON: If you know.
17	just one lane that you could go	17	Q. If you know.
18	through?	18	A. This lane.
19	THE WITNESS: Just one it was	19	Q. And I represent to you that Ms. Baldwin just
20	just one lane.	20	drew a red line with a red Sharpie marker
21	MR. HENDERSON: And that's what	21	indicating the lane that she was driving.
22	you mean when you say door, it	22	And I indicate that Ms. Baldwin just
23	was just the lane was the	23	drew a second red line. What's the purpose
	Trub fabt are raise trub are		are was second red mile. That is the purpose
	Page 118		Page 120
1	door, right?	1	of the second red line?
2	THE WITNESS: No.	2	A. This is where I was traveling.
3	MR. COLLINS: Object to the form.	3	Q. Okay. Now, Ms. Baldwin, is that in the
4	MR. WALLER: Object to the form.	4	middle of the interstate or the highway?
5	Q. Ms. Baldwin, do this for us. Take this ink	5	A. That's not the highway.
6	pen and draw an X in the lane in which you	6	Q. Is it in the middle of the road?
7	say you were traveling that you were going	7	A. When you say road
8	through to	8	Q. Yes, ma'am. Tell me
9	A. Well, it wasn't but one lane.	9	A. That's that place that I had gotten off of
10	Q. Can you put an X in the lane looking at that	10	85 down here.
11	picture where you were traveling?	11	Q. Okay.
12	A. Well, I guess it could be this one.	12	A. And I was going forward here.
13	MR. HENDERSON: Ms. Baldwin,	13	Q. Ms. Baldwin, tell me how many lanes are
14	that's only if you know. Don't	14	indicated in that photograph? Do you see
15	put it down if you don't know.	15	how many different lanes? Can you count
16	A. No. And this is all wrong. Nobody was over	16	them?
17	here. It's just that you could go up this	17	A. Just one. Is that it?
18	lane to go through this one door to your	18	Q. Okay. And which one were you traveling in?
19	left to turn around.	19	The one where you drew the red lines?
20	Q. And, if you could for us, Ms. Baldwin, I	20	A. Yeah, between this just going straight up
21	notice you have the pen there. Could you	21	to go through this one door which only one
		22	car could go through.
22	indicate, if you remember, which rathe you	44	cai could go unough.
22 23	indicate, if you remember, which lane you were traveling in when you got ready to turn	23	Q. Okay. Do you see that door on that

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	Page 12	T	Page 123
1	photograph right now, Ms. Baldwin?	1	Q. Where you say the door should be?
2	A. No.	2	
3	MR. HENDERSON: Let me represent	3	
4	that I don't see it on there	4	you just drew on this photograph, is that
5	either because you can't see	5	the lane that you were driving in?
6	past the car.	6	A. Yes.
7	THE WITNESS: Right.	7	Q. And you drew that in red?
8	A. But this is	8	A. There is only one lane.
9	Q. Ms. Baldwin, you can hang on to that marker.	9	Q. In red marker, right?
10	I'm going to show you a couple of more	10	
11	photographs and then we will be done. Okay?	11	Q. Let me show you this document I'm going to
12	We will straighten these out here	12	represent to you as Plaintiff's Exhibit
13	afterwards.	13	Number Fifty-five. Can you look on that
14	I'm going to show you what's been	14	document and tell me if you see any letters
15	marked as Plaintiff's Exhibit Number Fifty.	15	written in the straight in the roadway.
16	And it's similar to this photograph on	16	A. No.
17	Forty-nine. And can you look up now and	17	Q. Why don't you take a look at it again, look
18	tell me if you see the door? Can you tell	18	down on the road and see if you see any
19	me if you see the door that you are	19	letters that are written in what looks like
20	referring to?	20	paint, orange paint just in that photograph.
21	A. Why did you get this person standing there	21	A. It wasn't anybody up there.
22	because nobody was standing in that little	22	Q. What I'm looking for is for you to look at
23	ramp.	23	that image right there and see if you see
		_	
	Page 122		Page 124
1	Q. And I'll represent to you, Ms. Baldwin, that	1	where somebody wrote three letters POI in
2	those photographs were taken after the	2	the road. Do you see it?
3	accident. And so you may see people inside	3	A. Yes, I see that.
4	the photographs that may have not been there	4	Q. Can you circle that for me with that red
5	at the time of the accident.	5	marker?
6	A. Let's see.	6	A. Okay.
7	Q. Do you see the door that you were referring	7	Q. And I'm going to represent to you,
8	to?	8	Ms. Baldwin, that POI means point of impact.
9	A. It should be up here.	9	Is it possible that you were driving in that
10	Q. If you see it, why don't you circle it for	10	lane when the collision occurred?
11	me with the red marker if you see the door	11	A. I guess so. It wasn't but one lane there.
12	that you are referring to.	12	Q. All right, Ms. Baldwin. I don't think I
13	A. No, these arrows are all wrong.	13	have anything further at this point. I'm
14	Q. Can you tell me how?	14	going to turn you over to Mr. Waller. He
15	A. They seem to be pointing go on through.	15	may have some questions for you.
16	Q. Okay.	16	Mr. Phillips, who is on the telephone, he
17	A. And not a left turn.	17	may have some questions for you. And then
18	MR. HENDERSON: Let's wait one	18	your attorney, I'm sure he's going to have
19	second for his question,	19	some questions for you as well.
20	Ms. Baldwin.	20	EXAMINATION
		7 1	1227 2 2 12 337 4 7 7 1 1 13
21	Q. On that document it appears you drew a door;	21	BY MR. WALLER:
21 22	is that correct?	22	Q. Ms. Baldwin, are you doing okay? Do you
21			

Page 125 Page 127 that accurately depict the roadway as you A. I'm doing okay. 1 1 2 O. I'm going to try to be as fast as I can. 2 remember it --3 3 Okay? A. Yes. 4 A. Okay. 4 O. -- at the time of the accident? 5 Q. Ms. Baldwin, we met yesterday for the first 5 A. Yes. 6 time. And, as you know, I'm one of the Q. Mr. Collins had asked to you identify how 6 7 attorneys representing Ms. Colvin. And I'll 7 many lanes are depicted on this roadway. It 8 represent to you Ms. Colvin was the driver is my understanding you testified there was 8 9 of the black vehicle involved in the 9 one lane? 10 collision. Do you remember Ms. Colvin from 10 A. Right. yesterday? I represent to you that I'm 11 11 Q. In looking on this picture, you don't have 12 representing Ms. Colvin who was the driver 12 any reason to disagree with that, do you? of that black vehicle. Okay? 13 13 14 A. Yes. 14 Q. This individual right here to the right, Ms. Baldwin -- do you see this individual on 15 Q. If at any time I ask you a question and you 15 don't understand it, please stop me and I'll Plaintiff's Exhibit Fifty? 16 16 17 restate it. Okay? 17 A. Uh-huh (positive response). Q. Where do you believe he is standing? Is he 18 A. Yes. 18 standing in the roadway or on the shoulder? 19 Q. Mr. Collins was showing you Plaintiff's 19 A. It should be -- well, he was on -- It wasn't 20 Exhibit Fifty. This is the one that you 20 wrote on. Do you mind if I come over there any shoulder. It was just a scoop up. 21 21 22 right next to you? 22 Q. But based on this picture right here and --A. Sure. Come on. and I'm asking you about this picture --23 23 Page 126 Page 128 1 Q. Ms. Baldwin, let me ask you this. Does this 1 where do you think this gentleman is 2 standing? In the lane still? 2 diagram in the scene that's depicted right A. No. He wouldn't be in the lane. Oh, from 3 3 here, does that accurately depict the roadway immediately after the accident? 4 looking at this picture, it looks like he's 4 in the lane because it looks like you have 5 MR. HENDERSON: If you know, 5 Ms. Baldwin. 6 all of this as the lane. 6 Q. Ms. Baldwin, you'll recall yesterday that 7 7 A. If I can discard all of that. Q. So by all of that, you are saying discard 8 you testified that at some time prior to the 8 the individual who is right here on the collision or prior to the accident that you 9 9 had backed your car up; is that correct? right of the picture? Is that what you are 10 10 A. Not on this, not on that ramp. talking about? 11 11 A. Unless that person got -- No, nobody got out 12 Q. Where did you back your car up, Ms. Baldwin, 12 of the car that hit me. 13 in relation to the ramp which is Plaintiff's 13 O. Let me do this, Ms. Baldwin. I'll represent 14 14 Exhibit Fifty? to you that this is a police officer. And A. It was beside the ramp where, you know, you 15 15 16 this picture was taken after the accident. 16 can stop. It's no traveling down there. Okay? 17 Q. Let me do this real quick. I'm going to see 17 if I can have a picture that shows that area 18 A. Okay. 18 so you can tell us about it. Okay? 19 Q. Here is my question based on that. Okay. 19 A. Okay. 20 Does this picture -- this scene identified 20 in Plaintiff's Exhibit Fifty with the 21 21 Q. Ms. Baldwin, can you tell us how many

22

23

seconds went by from the time that you

backed the vehicle up until the time that

Document 67

22

23

exception of the police officer and the

cars, does this scene of the roadway, does

Dopo	sition of Willie Eva Baldwin		February 27th and 28th, 200
	Page 129		Page 131
1	the accident happened?	1	on. So that was the only place I saw that I
1 2	MR. HENDERSON: Object to the	2	could turn around.
2 3		3	Q. Were you tired by that time?
	form. Only if you know.	4	
4	A. No, I couldn't tell you.		MR. HENDERSON: Object to the form.
5	Q. Would minutes be a better description, if	5	
6	you know?	6 7	Q. Ma'am, you can answer.
7	A. Yeah. And I wouldn't know those.		A. No. I wasn't tired.
8	Q. Was it less than an hour from the time	8	Q. You weren't tired?
9	A. Oh, yes.	9	A. No.
10	Q. Was it less than five minutes from the time	10	Q. That particular day, Ms. Baldwin, do you
11	that you backed up until the accident?	11	recall traveling south of Montgomery?
12	A. I didn't back up to the accident.	12	A. South of No, not south of Montgomery. It
13	Q. Right. And that was the way I phrased, and	13	seemed that if I had kept going 85, I would
14	I'll rephrase it. I'm glad you told me. I	14	have gone on into Montgomery.
15	want to be sure we both understand. Okay?	15	Q. Let me show you Plaintiff's Exhibit
16	Was the period of time less than five	16	Fifty-five that Mr. Collins just showed you.
17	minutes from the time that you backed up	17	He represented those letters POI. Would you
18	until the time of the accident?	18	have any reason to disagree with the police
19	MR. HENDERSON: If you know.	19	officer's opinion that the point of impact
20	Q. You can answer, if you know.	20	between the vehicles was depicted as shown
21	A. No, I don't know.	21	in Plaintiff's Exhibit Fifty-five?
22	Q. I'm asking your opinion. You don't know	22	A. No.
23	whether or not it was less than five	23	Q. I'll even rephrase it even though you
	Page 130		Page 132
1	minutes?	1	answered. Assuming a police officer or the
2	A. No, I'm not sure.	2	facts established that the point of impact
3	Q. Ms. Baldwin, isn't it true that you don't	3	is located on Plaintiff's Exhibit Fifty-five
4	know for a fact, do you, that at the time of	4	as you are looking at here, would you have
5	your backing up the accident happened	5	any reason whatsoever to disagree with that?
6	immediately thereafter?	6	A. No.
7	A. Well, as I pulled to my right and got on	7	Q. Ma'am?
8	that ramp going up, it was no time.	8	A. No. It's too much in that picture. That
9	Q. When you say no time, you mean pretty	9	just disregard all of this stuff.
10	instantaneous after that?	10	Q. When you say stuff, you mean the cars that
11	A. Right.	11	are in the picture?
	_		•
12	Q. And to get on the ramp, would you have had	12	A. Yes, these.
12 13	Q. And to get on the ramp, would you have had to back up to get on that ramp?	12 13	
12 13 14	to back up to get on that ramp?	0.60 F	Q. But the scene of the accident, that's a fair
13 14	to back up to get on that ramp? A. Yes, I would.	13	Q. But the scene of the accident, that's a fair depiction, would you agree, with the
13 14 15	to back up to get on that ramp? A. Yes, I would. Q. Yesterday you had mentioned at some point	13 14	Q. But the scene of the accident, that's a fair depiction, would you agree, with the exception of the cars? Is that right?
13 14	to back up to get on that ramp? A. Yes, I would. Q. Yesterday you had mentioned at some point you were going to turn left. Do you	13 14 15	Q. But the scene of the accident, that's a fair depiction, would you agree, with the
13 14 15 16	to back up to get on that ramp? A. Yes, I would. Q. Yesterday you had mentioned at some point you were going to turn left. Do you remember saying that?	13 14 15 16	Q. But the scene of the accident, that's a fair depiction, would you agree, with the exception of the cars? Is that right?A. Well, I don't know because I wouldn't know if any cars were down there.
13 14 15 16 17 18	to back up to get on that ramp? A. Yes, I would. Q. Yesterday you had mentioned at some point you were going to turn left. Do you remember saying that? A. Right.	13 14 15 16 17	 Q. But the scene of the accident, that's a fair depiction, would you agree, with the exception of the cars? Is that right? A. Well, I don't know because I wouldn't know if any cars were down there. Q. Ms. Baldwin, I'm going to turn your
13 14 15 16 17 18 19	to back up to get on that ramp? A. Yes, I would. Q. Yesterday you had mentioned at some point you were going to turn left. Do you remember saying that?	13 14 15 16 17 18	 Q. But the scene of the accident, that's a fair depiction, would you agree, with the exception of the cars? Is that right? A. Well, I don't know because I wouldn't know if any cars were down there. Q. Ms. Baldwin, I'm going to turn your attention real quick and go over some
13 14 15 16 17 18 19 20	to back up to get on that ramp? A. Yes, I would. Q. Yesterday you had mentioned at some point you were going to turn left. Do you remember saying that? A. Right. Q. Will you show us Scratch that. Did you	13 14 15 16 17 18 19	 Q. But the scene of the accident, that's a fair depiction, would you agree, with the exception of the cars? Is that right? A. Well, I don't know because I wouldn't know if any cars were down there. Q. Ms. Baldwin, I'm going to turn your attention real quick and go over some questions that I had written down when
13 14 15 16 17 18 19 20 21	 to back up to get on that ramp? A. Yes, I would. Q. Yesterday you had mentioned at some point you were going to turn left. Do you remember saying that? A. Right. Q. Will you show us Scratch that. Did you have a chance to turn left before the accident? 	13 14 15 16 17 18 19 20	 Q. But the scene of the accident, that's a fair depiction, would you agree, with the exception of the cars? Is that right? A. Well, I don't know because I wouldn't know if any cars were down there. Q. Ms. Baldwin, I'm going to turn your attention real quick and go over some questions that I had written down when Mr. Collins was asking you questions. I'm
13 14 15 16 17 18 19 20	to back up to get on that ramp? A. Yes, I would. Q. Yesterday you had mentioned at some point you were going to turn left. Do you remember saying that? A. Right. Q. Will you show us Scratch that. Did you have a chance to turn left before the	13 14 15 16 17 18 19 20 21	 Q. But the scene of the accident, that's a fair depiction, would you agree, with the exception of the cars? Is that right? A. Well, I don't know because I wouldn't know if any cars were down there. Q. Ms. Baldwin, I'm going to turn your attention real quick and go over some questions that I had written down when

	Page 133		Page 135
1	few.	1	form.
2	Do you have any children?	2	Q. You can answer.
3	A. No.	3	A. Has it ever been a time that I failed to
4	Q. Have you ever been married?	4	take
5	A. Yes.	5	Q. Some medication, whatever it be?
6	Q. Who were you married to?	6	A. I would say no. Sometime during the day I
7	A. Renzie L. Baldwin.	7	take it. It might not be at the same time.
8	Q. Was that your only marriage?	8	Q. What types of symptoms were you experiencing
9	A. Yes.	9	that made you get these medications for
10	Q. Have you ever served in the military?	10	dementia?
11	A. No.	11	A. I guess it was dizziness.
12	Q. Mr. Collins talked about your medical	12	Q. Forgetfulness?
13	conditions yesterday, and you provided us	13	A. No. Just dizzy.
14	with an exhibit showing your medications.	14	Q. Confusion?
15	Do you remember that?	15	A. No. I wasn't confused. I was just you
16	A. Yes.	16	know, I possibly couldn't walk straight.
17	Q. I want to ask you something about the drug	17	Q. Have you ever been diagnosed with
18	Namenda.	18	Alzheimer's?
19	A. Namenda?	19	MR. HENDERSON: Object to the
20	Q. Yes, ma'am.	20	form.
21	A. N-a-m-e-n-d-a.	21	Q. Have you ever heard any doctor tell you that
22	Q. Correct. Do you take that?	22	you had Alzheimer's?
23	A. Yes.	23	A. No.
	Page 134		Page 136
1	Q. And based on your response yesterday, you	1	MR. HENDERSON: Object to the
2	indicated that you had been diagnosed with	2	form.
3	dementia; is that correct?	3	Q. You haven't?
4	A. Dementia.	4	A. (Witness shakes head.)
5	MR. HENDERSON: I don't know if	5	Q. Ma'am, is that right? Do you want me to
6	she said she was diagnosed with	6	repeat my question? Are you still thinking?
7	dementia. She said she took it	7	A. No. You can repeat it. Has anybody ever
8	for dementia.	8	diagnosed me with Alzheimer's?
9	MR. WALLER: I'll rephrase it.	9	Q. Yes.
10	Q. Do you take the Namenda for dementia?	10	A. No.
11	A. Yes.	11	Q. Has any doctor told you that the Namenda
12	Q. And how long have you been taking any	12	medication, one of the side effects could be
13	medication for dementia?	13	confusion?
14	A. I don't know.	14	A. No.
15	Q. Is it years?	15	Q. Your last doctor that you saw in Georgia
16	A. Maybe.	16	and we talked about it yesterday do you
17	Q. Well, were you taking medication for	17	recall seeing a doctor in Georgia?
18	dementia before July of 2007?	18	A. Yes.
19	A. Yes.	19	Q. Who helps you set up appointments? Is it
20	Q. Am I correct to assume that there are some	20	Mr. Johnson's wife?
21	periods of time where you mistakenly failed	21	A. Right.
22	to take some medication?	22	Q. Would she be the person most knowledgeable
23	MR. HENDERSON: Object to the	23	about your medical conditions?
	, and the second		

Table 137 Page 137 Page 138 Page 138				· · · · · · · · · · · · · · · · · · ·
2 Q. And, in fact, does she make sure that you stay up to date and you take the medication as depicted on Plaintiff's 5 A. Yes. 6 MR. COLLINS: Object to the form. 7 We are referring to since the accident, correct? 9 MR. WALLER: Yes. 10 Q. You've only lived with them since the accident; is that right? 11 A. Yes. 12 A. Yes. 13 Q. Plaintiff's Exhibit Five, is Ms. Johnson ache's the one that helps you out and makes sure you take these medications currently, right? 14 A. Yes. 15 Sure you take these medications currently, right? 16 A. Would he know. 17 A. Yes. She helps me. 18 Q. Did Ms. Irena Johnson know that you were taking medication for dementia prior to her death? 20 MR. COLLINS: Object to the form. 21 MR. COLLINS: Object to the form. 22 MR. HENDERSON: Object to the form. 23 MR. WALLER: Before the accident. 24 A. Yes. 25 MR. COLLINS: Same objection. 26 MR. HENDERSON: Object to the form. 27 MR. Would you like me to repeat it? 28 A. Yes. 29 Did Ms. Irena Johnson know that you took medication for dementia before the accident? 29 MR. WALLER: Before the accident. 20 Did Ms. Irena Johnson know that you took medication for dementia before the accident? 20 MR. WOULLINS: Same objection. 21 MR. COLLINS: Same objection. 22 MR. Would you like me to repeat it? 23 MR. Waller Before the accident. 24 MR. Would you want me to repeat it? 25 MR. COLLINS: Same objection. 26 MR. HENDERSON: Object to the form. 27 MR. Waller Before the accident. 28 MR. Waller Before the accident. 29 Did Ms. Irena Johnson know that you took medication for dementia before the accident? 29 MR. Waller Before the accident. 20 Did Ms. Irena Johnson know that you took medication for dementia before the accident? 21 MR. COLLINS: Same objection. 22 M. Would you like me to repeat it? 23 MR. Baldwin? Do you want me to repeat it? 24 MR. Waller Before the accident. 25 MR. HENDERSON: Object to the form. 26 MR. HENDERSON: Object to the form. 27 Mg. Baldwin? Do you want me to repeat it? 28 MR. Baldwin? Do you want me t		Page 137		Page 139
2 Q. And, in fact, does she make sure that you stay up to date and you take the medication as depicted on Plaintiff's 5 A. Yes. 6 MR. COLLINS: Object to the form. 7 We are referring to since the accident, correct? 9 MR. WALLER: Yes. 10 Q. You've only lived with them since the accident; is that right? 11 A. Yes. 12 A. Yes. 13 Q. Plaintiff's Exhibit Five, is Ms. Johnson ache's the one that helps you out and makes sure you take these medications currently, right? 14 A. Yes. 15 Sure you take these medications currently, right? 16 A. Would he know. 17 A. Yes. She helps me. 18 Q. Did Ms. Irena Johnson know that you were taking medication for dementia prior to her death? 20 MR. COLLINS: Object to the form. 21 MR. COLLINS: Object to the form. 22 MR. HENDERSON: Object to the form. 23 MR. WALLER: Before the accident. 24 A. Yes. 25 MR. COLLINS: Same objection. 26 MR. HENDERSON: Object to the form. 27 MR. Would you like me to repeat it? 28 A. Yes. 29 Did Ms. Irena Johnson know that you took medication for dementia before the accident? 29 MR. WALLER: Before the accident. 20 Did Ms. Irena Johnson know that you took medication for dementia before the accident? 20 MR. WOULLINS: Same objection. 21 MR. COLLINS: Same objection. 22 MR. Would you like me to repeat it? 23 MR. Waller Before the accident. 24 MR. Would you want me to repeat it? 25 MR. COLLINS: Same objection. 26 MR. HENDERSON: Object to the form. 27 MR. Waller Before the accident. 28 MR. Waller Before the accident. 29 Did Ms. Irena Johnson know that you took medication for dementia before the accident? 29 MR. Waller Before the accident. 20 Did Ms. Irena Johnson know that you took medication for dementia before the accident? 21 MR. COLLINS: Same objection. 22 M. Would you like me to repeat it? 23 MR. Baldwin? Do you want me to repeat it? 24 MR. Waller Before the accident. 25 MR. HENDERSON: Object to the form. 26 MR. HENDERSON: Object to the form. 27 Mg. Baldwin? Do you want me to repeat it? 28 MR. Baldwin? Do you want me t	1	A. Yes.	1	MR. HENDERSON: Object to the
stay up to date and you take the medication as depicted on Plaintiff's A Yes. MR. COLLINS: Object to the form. We are referring to since the accident, correct? MR. WALLER: Yes. Q You've only lived with them since the accident; is that right? A Yes. Page 138 Q What about Mr. Johnson here, did Mr.	2	Q. And, in fact, does she make sure that you	2	The state of the s
4 as depicted on Plaintiff's 5 A. Yes. MR. COLLINS: Object to the form. We are referring to since the accident, correct? MR. WALLER: Yes. MR. WALLER: Yes. MR. WALLER: Yes. MR. Wallier is make in the she's the one that helps you out and makes sure you take these medications currently, right? A. Yes. She helps me. Q. Did Ms. Irena Johnson know that you were taking medication for dementia prior to her death? MR. COLLINS: Object to the form. MR. HENDERSON: Object to the form. MR. GOLLINS: Are we talking about before the accident. MR. WALLER: Before the accident. MR. Baldwin? Do you want me to repeat it? A. Yes. MR. COLLINS: Same objection. MR. HENDERSON: Object to the form. MR. WALLER: Before the accident. A. Wes. Baldwin? Do you want me to repeat it? A. Yes. MR. COLLINS: The form. MR. WALLER: Before the accident. MR. COLLINS: The form. MR. WALLER: Before the accident. MR. Baldwin? Do you want me to repeat it? A. Wes. Baldwin? Do you want me to repeat it? A. Wes. Baldwin? Do you want me to repeat it? MR. COLLINS: The form. MR. HENDERSON: Object to the form. MR. HENDERSON: Object to the form. MR. H	1	· · · · · · · · · · · · · · · · · · ·	1	O. You can answer. Would you like me to repeat
5 A. Yes. 6 MR. COLLINS: Object to the form. 7 We are referring to since the accident, correct? 8 MR. WALLER: Yes. 9 MR. WALLER: Yes. 10 Q. You've only lived with them since the accident; is that right? 11 A. Yes. 12 A. Yes. 13 Q. Plaintiff's Exhibit Five, is Ms. Johnson—she's the one that helps you out and makes sure you take these medications currently, right? 16 A. Yes. She helps me. 17 Q. Did Ms. Irena Johnson know that you were taking medication for dementia prior to her death? 18 Q. Would you like me to repeat it? 20 A. Yes. 31 Q. Did Ms. Irena Johnson know that you took medication for dementia prior to her death? 32 A. Yes. 33 Q. Did Ms. Irena Johnson know that you took medication for dementia prior to her death? 34 A. Yes. 35 MR. COLLINS: Object to the form. 46 MR. HENDERSON: Object to the form. 47 A. Yes. 48 A. Yes. 49 Q. Would you like me to repeat it? 40 Q. Would you like me to repeat it? 41 Q. Would you like me to repeat it? 42 A. Yes. 43 Q. Did Ms. Irena Johnson know that you took medication for dementia before the accident. 49 Q. Would you like me to repeat it? 40 Q. Would you like me to repeat it? 41 Q. Would you like me to repeat it? 42 A. Yes. 43 Q. Did Ms. Irena Johnson know that you took medication for dementia prior to her death? 44 MR. COLLINS: Object to the form. 45 A. Yes. 46 MR. HENDERSON: Object to the form. 47 G. MR. COLLINS: Object to the form. 48 MR. COLLINS: Object to the form. 49 A. Yes. 40 Q. Would you like me to repeat it? 51 MR. COLLINS: Are we talking about before the accident. 52 Q. Till repeat the question. Okay, Ms. Baldwin? Do you and mean the purpose it says dementia. Is that right? Is that what's listed on Plaintiff's Exhibit Five, Im talking about? 50 Q. Did Ms. Irena Johnson know that you took this medication every day; is that right? 51 Q. Yall lived together for over forty years; is that right? 52 A. Right. 53 Q. Did Ms. Irena Johnson know that you took this medication every day; is that right? 54 A. Right. 55 Q. And you took this medication every day; is that right?	4		4	
6	1		5	A. She wouldn't know what it was for.
7	6	MR. COLLINS: Object to the form.	6	O. Had you ever complained to her about any
8 accident, correct? 9 MR. WALLER: Yes. 10 Q. You've only lived with them since the accident; is that right? 11 A. Yes. 12 A. Yes. 13 Q. Plaintiff's Exhibit Five, is Ms. Johnson—she's the one that helps you out and makes sure you take these medications currently, right? 16 right? 17 A. Yes. She helps me. 19 dath? 20 MR. COLLINS: Object to the form. 21 MR. COLLINS: Object to the form. 22 MR. COLLINS: Object to the form. 23 MR. HENDERSON: Object to the form. 24 MR. COLLINS: Object to the form. 25 MR. HENDERSON: Object to the form. 26 MR. HENDERSON: Object to the form. 27 MR. Wall ke me to repeat it? 28 A. Yes. 3 Q. Did Ms. Irena Johnson know that you took medication for dementia before the accident or after? 3 MR. COLLINS: Sme objection. 4 MR. HENDERSON: Object to the form. 4 MR. HENDERSON: Object to the form. 5 MR. HENDERSON: Object to the form. 6 MR. HENDERSON: Object to the form. 6 MR. HENDERSON: Object to the form. 7 MR. HENDERSON: Object to the form. 8 Q. They are making a legal objection. You can answer if you know. 9 They are making a legal objection. You can answer if you know. 10 Q. Y'all lived together for over forty years; is that right? 11 Q. And you took this medication every day; is that right? 12 A. Yes. 13 Q. And you took this medication every day; is that right? 14 Q. And you took this medication every day; is that right? 15 Q. And you took this medication for dementia? 16 A. Right. 17 Q. And you took this medication every day; is that right? 18 A. Right. 19 A. Yes. 20 Q. And you took this medication for dementia? 21 Lear read under the purpose it says dementia. Is that right? Is that what's listed on Plaintiff's Exhibit Five, It has dementia right under the purpose. 21 Lear read under the purpose. 22 MR. HENDERSON: These aren't marked. Which one are you talking about? 23 Lear read under the purpose. 24 Lear read under the purpose. 25 MR. HENDERSON: These aren't marked. Which one are you talking about? 26 Lear read under the purpose. 27 Lear Read under the purpose. 28 Lear Read Read Read Read Rea			7	
9 MR. WALLER: Yes. 10 Q. You've only lived with them since the accident; is that right? 11 A. Yes. 13 Q. Plaintiff's Exhibit Five, is Ms. Johnson—15 she's the one that helps you out and makes sure you take these medications currently, right? 14 A. Yes. She helps me. 15 Sure you take these medications currently, right? 16 right? 17 A. Yes. She helps me. 18 Q. Did Ms. Irena Johnson know that you were taking medication for dementia prior to her death? 20 death? 21 MR. COLLINS: Object to the form. 22 MR. HENDERSON: Object to the form. 23 Q. Did Ms. Irena Johnson know that you took medication for dementia before the accident? 24 A. Yes. 25 MR. COLLINS: Object to the form. 26 MR. HENDERSON: Object to the form. 27 MR. WALLER: Before the accident. 28 Ms. Baldwin? Do you want me to repeat it? 29 A. Yes. 20 Did Ms. Irena Johnson know that you took medication for dementia before the accident? 30 Q. Did Ms. Irena Johnson know that you took medication for dementia before the accident? 31 Q. Would you like me to repeat it? 32 A. Yes. 33 Q. Did Ms. Irena Johnson know that you took medication for dementia before the accident? 34 MR. COLLINS: Object to the form. 35 Q. Did Ms. Irena Johnson know that you took medication for dementia prior to here form. 36 Q. Tim looking on Plaintiff's Exhibit Five, and I can read under the purpose: it ays dementia. Is that right? Is that what's listed on Plaintiff's Exhibit Five? It has dementia right under the purpose: It asys dementia: Is that right? It has dementia right under the purpose: MR. HENDERSON: These aren't marked. Which one are you talking about? 35 Q. Yall lived together for over forty years; is that right? 36 A. Right. 37 Q. And you took this medication every day; is that right? 38 A. Right. 49 Q. And you took this medication every day; is that right? 40 Q. And you took this medication for dementia? 40 Q. And you took this medication for dementia? 41 Q. And you took this medication for dementia? 42 Q. And you took this medication for dementia? 43 Q. And you took this medication f			8	
10 Q. You've only lived with them since the accident; is that right? 11			9	Q. What about Mr. Johnson here, did Mr. Johnson
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9 answer if you know. 10 A. No. 11 Q. Y'all lived together for over forty years; 12 is that right? 13 A. Right. 14 Q. And y'all did everything together pretty 15 much; is that right? 16 A. Right. 17 Q. And you took this medication every day; is 18 that right? 19 A. Yes. 10 Q. Right here. I'm showing you Plaintiff's Exhibit Five. I'm talking about number six, Namenda. Do you see that, Ms. Baldwin, right here? 14 A. Uh-huh (positive response). 15 Q. Do you see the second column it says purpose? 16 A. Uh-huh (positive response). 17 A. Uh-huh (positive response). 18 Q. Under that it says dementia. Do you see 19 A. Yes. 19 A. Yes. 19 A. Uh-huh (positive response). 20 Q. And you are telling us that Ms. Johnson you are not sure whether Ms. Johnson knew 21 Q. Who prepared this for you, Plaintiff's Exhibit Five?			8	
10 A. No. 11 Q. Y'all lived together for over forty years; 12 is that right? 13 A. Right. 14 Q. And y'all did everything together pretty 15 much; is that right? 16 A. Right. 17 Q. And you took this medication every day; is 18 that right? 19 A. Yes. 10 Q. Right here. I'm showing you Plaintiff's 11 Exhibit Five. I'm talking about number six, 12 Namenda. Do you see that, Ms. Baldwin, 13 right here? 14 A. Uh-huh (positive response). 15 Q. Do you see the second column it says 16 purpose? 17 A. Uh-huh (positive response). 18 Q. Under that it says dementia. Do you see 19 that? 20 Q. And you are telling us that Ms. Johnson 21 you are not sure whether Ms. Johnson knew 22 that you took this medication for dementia? 23 Exhibit Five?				
11 Q. Y'all lived together for over forty years; is that right? 12 A. Right. 13 A. Right. 14 Q. And y'all did everything together pretty much; is that right? 15 much; is that right? 16 A. Right. 17 Q. And you took this medication every day; is that right? 18 that right? 19 A. Yes. 10 Q. And you are telling us that Ms. Johnson you are not sure whether Ms. Johnson knew that you took this medication for dementia? 10 Exhibit Five. I'm talking about number six, Namenda. Do you see that, Ms. Baldwin, right here? 12 A. Uh-huh (positive response). 13 Parking there? 14 A. Uh-huh (positive response). 15 Q. Do you see the second column it says purpose? 16 A. Uh-huh (positive response). 17 A. Uh-huh (positive response). 18 Q. Under that it says dementia. Do you see that? 20 A. Uh-huh (positive response). 21 Q. Who prepared this for you, Plaintiff's Exhibit Five?		•	10	
A. Right. Q. And y'all did everything together pretty much; is that right? A. Right. Q. And you took this medication every day; is that right? A. Yes. Q. And you are telling us that Ms. Johnson you are not sure whether Ms. Johnson knew that you took this medication for dementia? Is right here? A. Uh-huh (positive response). It is purpose? It is purpose	11	Q. Y'all lived together for over forty years;	11	Exhibit Five. I'm talking about number six,
Q. And y'all did everything together pretty much; is that right? A. Right. Q. And you took this medication every day; is that right? Q. And you are telling us that Ms. Johnson you are not sure whether Ms. Johnson knew that you took this medication for dementia? A. Uh-huh (positive response). Q. Do you see the second column it says purpose? A. Uh-huh (positive response). Q. Under that it says dementia. Do you see that? Q. Under that it says dementia. Do you see that? Q. Under that it says dementia. Do you see that? Q. Who prepared this for you, Plaintiff's Exhibit Five?	12		12	Namenda. Do you see that, Ms. Baldwin,
much; is that right? A. Right. Q. And you took this medication every day; is that right? A. Yes. Q. And you are telling us that Ms. Johnson you are not sure whether Ms. Johnson knew that you took this medication for dementia? Do you see the second column it says purpose? A. Uh-huh (positive response). Under that it says dementia. Do you see the second column it says purpose? A. Uh-huh (positive response). A. Uh-huh (positive response). Under that it says dementia. Do you see the second column it says purpose? A. Uh-huh (positive response). Under that it says dementia. Do you see the second column it says purpose? A. Uh-huh (positive response). Uh-huh (positive response). Exhibit Five?	13	A. Right.	13	right here?
A. Right. Q. And you took this medication every day; is that right? A. Yes. Q. And you are telling us that Ms. Johnson you are not sure whether Ms. Johnson knew that you took this medication for dementia? If purpose? A. Uh-huh (positive response). Response to that? A. Uh-huh (positive response). Exhibit Five?		Q. And y'all did everything together pretty		
Q. And you took this medication every day; is that right? A. Yes. Q. And you are telling us that Ms. Johnson you are not sure whether Ms. Johnson knew that you took this medication for dementia? Q. And you took this medication every day; is that right? Q. Under that it says dementia. Do you see that? A. Uh-huh (positive response). A. Uh-huh (positive response). Q. Who prepared this for you, Plaintiff's Exhibit Five?				
that right? 18				• •
19 A. Yes. 20 Q. And you are telling us that Ms. Johnson 21 you are not sure whether Ms. Johnson knew 22 that you took this medication for dementia? 19 that? 20 A. Uh-huh (positive response). 21 Q. Who prepared this for you, Plaintiff's 22 Exhibit Five?				
Q. And you are telling us that Ms. Johnson you are not sure whether Ms. Johnson knew that you took this medication for dementia? 20 A. Uh-huh (positive response). Q. Who prepared this for you, Plaintiff's Exhibit Five?				•
you are not sure whether Ms. Johnson knew that you took this medication for dementia? 21 Q. Who prepared this for you, Plaintiff's Exhibit Five?				
22 that you took this medication for dementia? 22 Exhibit Five?				• • •
		· · · · · · · · · · · · · · · · · · ·		
23 MR. COLLINS: Object to the form. 23 A. Well, my niece.				
	23	MR. COLLINS: Object to the form.	23	A. Well, my niece.

		_	
	Page 14		Page 143
1	Q. Who is that?	1	to Dr. Woods or not?
2	A. Sandra.	2	A. Did I I just told him what I was taking.
3	Q. Mr. Johnson's wife?	3	Q. So you told him that you were taking every
4	A. Right.	4	medication that you have listed on
5	Q. And you are telling me that up until today	5	Plaintiff's Exhibit Five here?
6	Mr. Johnson didn't know that you suffer from	6	A. Yes.
7	dementia?	7	Q. Did he discuss with you any potential
8	MR. COLLINS: Object to the form.	8	negative effects or adverse reactions when
9	Asked and answered.	9	taking all of these medications together?
10	Q. Do you need me to repeat it? Would you like	10	MR. HENDERSON: Object to the
11	me to repeat it?	11	form.
12	A. Go on.	12	Q. Ma'am? Did he discuss that with you? He
13	Q. Are you telling us that until today that	13	just objected to the form.
14	Mr. Johnson didn't know that you suffered	14	A. No.
15	from dementia?	15	Q. He didn't discuss any of that?
16	A. I don't think he would.	16	A. No.
17	Q. Did you tell this doctor in Georgia that you	17	Q. Ma'am, if you can look on Plaintiff's
18	took all of these medications in Plaintiff's	18	Exhibit Five right there that you are
19	Exhibit Five?	19	looking at I'll show you this. You've
20	A. Did I tell a doctor?	20	got number four down on the bottom. It says
21	Q. This last doctor in Georgia that you	21	over-the-counter drugs. Do you want to look
22	visited, do you remember telling us about	22	at this so we can be on the same page? You
23	that yesterday once you started living with	23	have it on yours. I guess that's an exact
	Page 142		Page 144
1	Mr. Johnson?	1	copy. It has Ecotrin. Do you see that?
2	A. Uh-huh (positive response).	2	A. Ecotrin, over the counter, uh-huh (positive
3	Q. Do you remember telling us that?	3	response).
4	MR. HENDERSON: Which doctor are	4	Q. What is that for?
5	you talking about? What's his	5	A. Oh, that's a coated aspirin.
6	name?	6	Q. Is that pain medication?
7	MR. WALLER: Let's ask her.	7	A. Yes.
8	Q. What is the doctor's name in Georgia that	8	Q. How often do you take that?
9	you saw, Ms. Baldwin?	9	A. Once a day.
10	A. The physical doctor is Woods.	10	Q. Did you take it?
11	Q. Dr. Woods?	11	A. Today.
12	A. Yes.	12	Q. You took it today. Did you take it the day
13	Q. Did you tell Dr. Woods when you saw him that	13	of July 27 of '07, the day of the accident?
14	you were taking all of this medication that	14	A. Yes, I think I did.
15	1' 1 D1 ' ''' 1 D1 ' ''' 1 D1 ''' '''' '''' '''' '''''' ''''' ''''''		
15	you listed on Plaintiff's Exhibit Five?	15	Q. Do you know whether or not you took that? I
16	A. Yes.	16	know it's been a long time. That's the
16 17	A. Yes. Q. You did?	16 17	know it's been a long time. That's the reason I'm asking.
16 17 18	A. Yes. Q. You did? A. Yes.	16 17 18	know it's been a long time. That's the reason I'm asking. A. Yes.
16 17 18 19	A. Yes. Q. You did? A. Yes. Q. Did he ever discuss with you	16 17 18 19	know it's been a long time. That's the reason I'm asking. A. Yes. Q. You don't know?
16 17 18 19 20	 A. Yes. Q. You did? A. Yes. Q. Did he ever discuss with you A. Well, I I might have told him about the 	16 17 18 19 20	know it's been a long time. That's the reason I'm asking. A. Yes. Q. You don't know? A. I would think I take them all.
16 17 18 19 20 21	 A. Yes. Q. You did? A. Yes. Q. Did he ever discuss with you A. Well, I I might have told him about the eye medicine. 	16 17 18 19 20 21	know it's been a long time. That's the reason I'm asking. A. Yes. Q. You don't know? A. I would think I take them all. Q. Ms. Baldwin, is there a reason that you and
16 17 18 19 20 21 22	 A. Yes. Q. You did? A. Yes. Q. Did he ever discuss with you A. Well, I I might have told him about the eye medicine. Q. Would this document, Plaintiff's Exhibit 	16 17 18 19 20 21 22	know it's been a long time. That's the reason I'm asking. A. Yes. Q. You don't know? A. I would think I take them all. Q. Ms. Baldwin, is there a reason that you and your sisters chose to fly into Atlanta as
16 17 18 19 20 21	 A. Yes. Q. You did? A. Yes. Q. Did he ever discuss with you A. Well, I I might have told him about the eye medicine. 	16 17 18 19 20 21	know it's been a long time. That's the reason I'm asking. A. Yes. Q. You don't know? A. I would think I take them all. Q. Ms. Baldwin, is there a reason that you and

	Page 145		Page 147
1	A. She didn't think that Oh, to drive.	1	A. No.
2	Well, from we were saying thinking that	2	Q. Let me get through with my question, please,
3	my car was so old, an '87, that probably it	3	ma'am.
4	was time that it might not make it.	4	Prior to July 27 of '07 had any family
5	Q. Was there any other reason that you and your	5	member whatsoever told you not to drive a
6	sisters chose to fly into Atlanta as opposed	6	vehicle?
7	to drive into Atlanta?	7	A. No.
8	A. That's the reason.	8	Q. Prior to July 27 of '07 had any family
9	Q. Did you feel comfortable driving a	9	member told you they were concerned with
10	vehicle	10	your driving ability?
11	A. Yes.	11	A. No.
12	Q at that time?	12	Q. Prior to July 27 of '07 had any family
13	A. Very comfortable.	13	member told you they were concerned with the
14	Q. Do you still drive vehicles?	14	amount of medication you were taking while
15	A. No.	15	driving?
16	Q. Why is that?	16	A. No.
17	A. Because too much happened.	17	Q. Did that ever concern you?
18	Q. What you mean by that?	18	MR. HENDERSON: Object to the
19	A. That the one that I rented was chipped up.	19	form.
20	So	20	A. No.
21	Q. Chipped up, you mean after the accident?	21	Q. Do you still feel like you are capable of
22	A. No, no.	22	driving a vehicle today?
23	Q. Explain that for me.	23	A. I don't want to.
	Page 146		Page 148
1	A. The one that I was driving was the rental	1	Q. Why is that?
2	car, and it was chipped up like it was just	2	A. Because of the accident.
3	a glass car.	3	Q. Because you are scared of getting in another
4	Q. Prior to the day of the accident, which is	4	accident?
5	July 27, 2007, prior to that day had any	5	MR. HENDERSON: Object to the
6	family member told you not to drive a	6	form.
7	vehicle?	7	Q. Why, because of the accident?
8	MR. HENDERSON: Object to the	8	A. Why, because of the accident?
9	form.	9	Q. Yes, ma'am. You said you were not going to
10	MR. COLLINS: Object to the form.	10	drive another vehicle because of the
11	Q. You can answer.	11	accident. My question is why?
12	A. It seemed that you had asked that before.	12	A. I don't want to be involved in I might
13	Q. Ma'am?	13	be. And it doesn't have to be my fault as
14	A. It seemed that you asked that before.	14	it wasn't my fault then.
15	Q. No, ma'am, I don't think I did.	15	Q. Do you believe that any actions or inactions
16	A. Just Irena, the one that was killed, thought	16	taken by you on July 27 of 2007 contributed
17	that to rent a car because my car being an	17	to the death of your sister?
18	'87 just might not make this trip.	18	MR. HENDERSON: Object to the
19	Q. Right. And I understand your answer. And I	19	form.
20	guess we are a little confused. My question	20	A. Any action, no.
21	is, though, Ms. Baldwin, prior to the day of	21	Q. You don't feel like any actions Is that
22	the accident in our case had any family	22	what you said, no?
23	member	23	A. Yes.

	Page 149		Page 151
1	Q. When you go to the doctor, who is listed as	1	than one occasion?
2	your next of kin or your immediate contact?	2	A. Uh-huh (positive response).
3	A. Well, when I go here, it's my niece or my	3	Q. You do?
4	nephew.	4	A. Uh-huh (positive response).
5	Q. Your nephew Plaintiff Robert Johnson?	5	Q. Is that a yes?
6	A. Yes.	6	A. Yes.
7	Q. If you didn't take the drops for the	7	Q. How many times did you drive to Florida?
8	glaucoma daily, would you tell the members	8	A. Just that once.
9	of the jury what would happen? How would	9	Q. You drove to Florida and then you drove back
10	your eyes be?	10	up to Atlanta?
11		11	•
12	MR. HENDERSON: Object to the form.		A. Back up to get on 85.
1		12	Q. Have you ever spoken with the driver of that
13	Q. Do you need me to repeat the question?A. You can.	13	black vehicle who was also involved in the
14		14	collision, Ms. Denita Colvin?
15	Q. Ma'am?	15	A. Not that I know of.
16	A. Go on.	16	Q. Have you ever spoken to any witnesses who
17	Q. Would it help you if I did?	17	claim they witnessed the accident?
18	A. No.	18	A. No. They couldn't witness the accident when
19	Q. No?	19	it's just the car that hit me and me going
20	A. Because the doctor, you know, see about my	20	up that ramp. There couldn't be any
21	eyes.	21	witnesses.
22	Q. Right. What symptoms would you get that	22	Q. Did you ever see the driver of the black car
23	caused you to go to the doctor to get the	23	after the accident?
	Page 150		Page 152
1	glaucoma medicine?	1	A. No. Just No, I didn't go over to the car
2	A. I don't have any symptoms, I don't suppose.	2	because after it turned, it seemed it was
3	I have dry eyes. They just need some	3	going to come across the driveway.
4	Q. Were you wearing your glasses at the time of	4	Q. What do you feel the driver of the black car
5	the accident on July 27 of '07?	5	did wrong, if anything?
6	A. Yes.	6	A. Hit me at the back.
7	Q. Did you have any sunglasses on?	7	Q. At the time that the black car impacted or
8	A. No.	8	hit your vehicle, was your vehicle stalled,
9	Q. Was there light still out at that time?	9	stopped?
10	A. It looked like it was day to me.	10	A. No.
11	Q. It looked like it was complete daylight?	11	Q. Was your vehicle moving forward?
12	A. Uh-huh (positive response).	12	A. Moving forward.
13	Q. Is that a yes?	13	Q. How fast was your vehicle moving forward, if
14	A. (Witness nods head.)	14	you can estimate?
15	Q. Just say yes so she can get it on the	15	A. I guess about I really don't know. But
16	record?	16	not that fast. Possibly thirty or forty
17	A. Yes.	17	miles an hour.
18	Q. I want to skip around a little bit. Do you	18	Q. Did you ever go back to the scene of the
19	recall driving to Florida? When I say this,	19	accident after you left and went to the
20	I'm talking about the week of July 27 of	20	hospital?
21	'07. Okay?	21	A. No.
22	A. Uh-huh (positive response).	22	Q. You never took any measurements?
23	Q. Do you recall driving to Florida on more	23	A. Measurements?
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up.

February 27th and 28th, 2008

Depo	sition of Willie Eva Baldwin		February 27th and 28th, 200
	Page 153		Page 155
1	Q. Yes, ma'am. You never went out and measured	1	Q. Is that depicted in Forty-nine there, the
2	the scene, did you?	2	ramp that you saw going up?
3	A. Oh, no.	3	A. Well, I made the ramp.
4	Q. Did you ever take any photos of the scene?	4	Q. You made the ramp? Is that what you said?
5	A. No.	5	A. Yes. You can call this that you made the
6	Q. Did you ever take any photos of any of the	6	ramp if that's the car that's struck me from
7	cars involved in the accident?	7	behind. But it seemed no one ever got out
8	A. No. It wasn't but one car involved.	8	of the car that was that hit me.
9	Q. One car involved in the accident?	9	Q. You don't know if they were injured or not,
10	A. Right.	10	do you?
11	Q. Was that your car?	11	A. No, I don't.
12	A. The one that hit me from behind.	12	Q. Do you even know if their car door was
13	Q. Did you ever see the black vehicle before	13	operable where they could get out?
14	the impact?	14	A. No, I don't know. It seemed that they never
15	A. No.	15	attempted to get out. They just when it
16	Q. What were you doing at the time of the	16	sort of turned to come across that ramp, it
17	impact?	17	seemed that they just they were still in
18	A. Just going up driving up to go through	18	the car.
19	that one little door and make a left turn to	19	Q. Are you aware of any witnesses saying that
20	turn around.	20	you were backing up into oncoming traffic at
21	Q. I'm confused because you told us earlier	21	the time of the impact?
22 23	that you had gone backwards in reverse; is that right, at some time prior to the	22 23	A. Well, they weren't telling the truth.Q. My question was, are you aware of witnesses?
23	mat right, at some time prior to the	23	Q. My question was, are you aware of witnesses?
	Page 154		Page 156
1	accident? Is that what you told us earlier?	1	A. No, I'm
2	A. No, I didn't. Not on that ramp.	2	Q. You are not aware of anyone saying that?
3	Q. Right.	3	A. No.
4	A. All on that ramp was going forward.	4	Q. Assuming witnesses put you backing up at the
5	Q. What was the purpose of backing up at some	5	time of the accident, would you disagree
6	point in time before you say you got on the	6	with that statement?
7	ramp?	7 8	A. Definitely.
8	A. Because it seemed that I was just going to	9	Q. Assuming witnesses testify that you were backing up into oncoming traffic at the time
10	go on and go on to Alabama. Q. When you backed up, did you turn right or	10	of the accident, would you say that they are
11	left to get where you wanted to go?	11	fabricating their testimony?
12	A. No.	12	A. Right. It's not the truth.
13	Q. What	13	MR. COLLINS: Object to the form.
14	A. No turning.	14	Q. Are you aware of my client, Ms. Colvin, the
15	Q. Okay. When you backed	15	driver of that black vehicle making a claim
16	A. It was on the like the highway is here.	16	against you for her injuries?
17	And I'm driving on the right side because I	17	A. She was injured?
18	know I want to pull off, you know, when it's	18	Q. Are you aware of Ms. Colvin making a claim?
19	a place that I could pull off to turn	19	A. No.
20	around. But just going and going, it seemed	20	Q. You are not?
21	that, you know, the big highway was just	21	A. No.
22	going to continue. So I saw this ramp going	22	Q. You know that Mr. Johnson here filed this
22	100	22	lawarit against you and other meenle? Is

23

lawsuit against you and other people? Is

that your understanding? A. Uh-huh (positive response). Q. Is that a yes? 4 A. Yes. 5 Q. Do you know what the allegations are against you? 7 A. What? 8 Q. I'm asking you, do you know what they are saying that you did? 9 A. What I did do? 10 A. What I did do? 11 Q the day of the accident? 2 A. Yes. 3 Q. When did you get that luggage bag back? 4 A. I haven't gotten it back yet. 5 Q. You never got it back? 6 A. No. 7 Q. Was there any medication whatsoever that was stored in that luggage bag? 9 A. No. 10 Q. Do you know who would have watched you take the medication your medication that's listed on Plaintiff's Exhibit Five the day of the accident? 1 A. No. 10 Q. Was there any medication whatsoever that was stored in that luggage bag? 9 A. No. 10 Q. Do you know who would have watched you take the medication your medication that's listed on Plaintiff's Exhibit Five the day of the accident? 1 A. Who would have watched me? Possibly nobody. 1 A. Who would have watched me? Possibly nobody. 1 A. Who would have watched me? Possibly nobody. 1 A. Who would have watched me? Possibly nobody. 1 A. Who would have watched me? Possibly nobody. 1 A. Who would have watched me? Possibly nobody. 1 A. Who would have watched me? Possibly nobody. 1 A. Who would have watched me? Possibly nobody. 1 A. Who would have watched me? Possibly nobody. 1 A. Who would have watched me? Possibly nobody. 1 A. Who would have watched me? Possibly nobody. 2 D. Do you have a distinct recollection of taking every medicine you have listed on Plaintiff's Exhibit Five the day of the accident, July 27 of '107? 2 MR. COLLINS: Object to the form. 3 A. Oh. 4 A. Oh.		SAIGH OF WHILE EVA BAILEWIN		Toolday 27 at and 20th, 200
2 A. Uh-huh (positive response). 3 Q. Is that a yes? 4 A. Yes. 5 Q. Do you know what the allegations are against 6 you? 7 A. What? 8 Q. I'm asking you, do you know what they are saying that you did? 9 saying hat you did? 10 A. What I did do? 11 Q. I'm asking you. There is no right or wrong answer. 12 answer. 13 A. No. 14 Q. You are not aware? 15 A. No. 16 Q. We talked about this yesterday. Will you make sure that Mr. Henderson gets a list of all doctors that you saw while you were in Georgia? Will you make sure that Mr. Henderson gets a list of all doctors that you saw while you were in Georgia? Will you make sure he gets that? 10 A. Of all of the doctors. 11 A. Okay. 12 Yey, sma'am. We can get that later, but will you make sure Mr. Henderson gets that for us. 12 THE WITNESS: How will you get it, Mr. Henderson? 13 Mr. Henderson? 14 Mr. Henderson? 15 A. Okay. 16 C. I'we just got a couple more. Bear with me, Ms. Baldwin. You are doing great. 17 You had mentioned yesterday, Ws. Baldwin, about missing a piece of lugage at the airport, is that right? 18 Q. Isn't it true that that luggage contained you medicine? 19 A. Clothing. 10 A. No. 11 Correct to assume that the ladies Am I correct to assume that luggage bag back? 2 A. Yes. 2 Q. Yes was that luggage bag back? 3 Q. You know who would have watched you take the medication whatsoever that was stored in that luggage bag? 3 A. No. 3 Q. Wo know who would have watched you take the medication your medication that's listed on Plaintiffs Exhibit Five the day of the accident? 4 A. Who would have watched me? Possibly nobody. 5 Q. Do you have a distinct recollection of the accident. 21 Q. Yes, ma'am. We can get that later, but will you get it, Mr. Henderson? 22 Q. That's okay. Do you have a distinct recollection that you took each one of these medicines on July 27 of '07? 4 A. Yes. 4 A. Yes. 5 Q. You do? 5 A. Yes. 6 Q. Free just got a couple more. Bear with me, Ms. Baldwin, About missing a piece of luggage at the airport, is that right? 5 A. No. 6 Q. Wore was your medic		Page 157		Page 159
3 Q. Is that a yes? 4 A. Yes. 5 Q. Do you know what the allegations are against you? 7 A. What? 8 Q. I'm asking you, do you know what they are saying that you did? 9 Q. I'm asking you. There is no right or wrong answer. 11 Q. You are not aware? 12 a. No. 13 A. No. 14 Q. You are an ot aware? 15 A. No. 16 Q. We talked about this yesterday. Will you make sure that Mr. Henderson gets that? 17 A. O'lal of the doctors. 18 Q. Yes, ma'am. We can get that later, but will you make sure Mr. Henderson gets that for us. 19 A. O'kay. 2 THE WITNESS: How will you get it, Mr. Henderson? 4 MR. HENDERSON: I'll call you about it. 5 THE WITNESS: Okay. 7 Q. I've just got a couple more. Bear with me, Ms. Baldwin, You are doing great. You had mentioned yesterday, Ms. Baldwin, You are doing great. You had mentioned yesterday, Ms. Baldwin, about missing a piece of lugagage at the airport; is that right? 1 A. No. 1 Q. Whore was your medicine? 1 A. No. 2 The Witness: How will you get it, Mr. Henderson? 2 Ms. Baldwin, about missing a piece of lugagage at the airport; is that right? 2 A. No. 3 Q. Where was your medicine? 4 A. No. 4 A. No. 5 Q. Wou stake any medication whatsoever that was stored in that lugagage bag? 4 A. No. 6 A. No. 7 Q. Was there any medication whatsoever that was stored in that lugagage bag? 8 A. No. 9 Do you know who would have watched you take the medication - your medication that's listed on Plaintiffs Exhibit Five the day of the accident? 9 A. O'lal of the doctors. 10 Do you have watched me? Possibly nobody. 11 Do you have watched me? Possibly nobody. 12 A. O'lal of the doctors. 13 A. No. 14 Q. You nad an answere. 15 A. No. 8 Q. You and an answere. 16 A. O'kay. 17 A. Wine. 18 Q. That's okay. Do you have a distinct recollection that you took each one of these medicines on July 27 of '0'?' 18 A. Yes. 9 Q. Earlier you told Mr. Collins that you were involved in a prior accident about two years ago. Do you remember talking about that in Atlanta? 18 Q. Whose lugagage was that? 19 A. O'kowa lugagage contain? 20 Q. Where was	1	that your understanding?	1	Q the day of the accident?
4 A. J haven't gotten it back yet. 5 Q. Do you know what the allegations are against 6 you? 7 A. What? 8 Q. I'm asking you, do you know what they are 9 saying that you did? 10 A. What I did do? 11 Q. I'm asking you. There is no right or wrong 12 answer. 13 A. No. 14 Q. You are not aware? 15 A. No. 16 Q. We talked about this yesterday. Will you 17 make sure that Mr. Henderson gets a list of 18 all doctors that you saw while you were in 19 Georgia? Will you make sure he gets that? 20 A. O'f all of the doctors. 21 Q. Yes, ma'am. We can get that later, but will 22 you make sure Mr. Henderson gets that for 18 us. 21 Q. Yes, ma'am. We can get that later, but will 22 you make sure Mr. Henderson gets that for 19 us. 21 Q. Yes, ma'am. We can get that later, but will 22 you make sure Mr. Henderson? 23 us. 24 A. O'kay. 25 A. O'kay. 26 A. O'kay. 27 Q. Trey just got a couple more. Bear with me, 28 Ms. Baldwin, You are doing great. 29 You had mentioned yesterday, 30 Ms. Baldwin, vou are doing great. 40 You had mentioned yesterday, 41 You had mentioned yesterday, 42 You had mentioned yesterday, 43 Ms. Baldwin, you are doing great. 44 You had mentioned yesterday, 45 A. No. 46 Q. Sho will you get it, 46 THE WITNESS: How will you get it, 47 You had mentioned yesterday, 48 Ms. Baldwin, about missing a piece of 49 Us up about it. 40 User was your medicine? 41 A. No. 42 A. No. 43 No. 44 Mr. HEnderson gets a that luggage contained 44 you make sure of line acident. 45 A. O'h. 46 A. O'kay. 47 Q. Trey just got a couple more. Bear with me, 48 Ms. Baldwin, you are doing great. 49 You had mentioned yesterday, 40 User was your medicine? 41 Q. Short it true that that luggage contained 49 your medicine? 40 Q. Whore was your medicine stored? 41 A. I'm not really sure. 41 Q. Go you premember talking about that in 41 A. O'kay. 42 Q. Farlier you told Mr. Collins that you were 42 A. I'm not really sure. 43 A. O'kay. 44 A. I'm not really was distinct recollection that yet. 45 A. No. 66 A. Yes. 67 Q. Would anybody have seen you take that? 68 A. No.	2	A. Uh-huh (positive response).	2	A. Yes.
5 Q. Do you know what the allegations are against for you? A. What? 8 Q. I'm asking you, do you know what they are saying that you did? 10 A. What I did do? 11 Q. I'm asking you. There is no right or wrong answer. 12 answer. 13 A. No. 14 Q. You are not aware? 15 A. No. 16 Q. We talked about this yesterday. Will you make sure that Mr. Henderson gets a list of all doctors that you saw while you were in Georgia? Will you make sure that luguate watched me? Possibly nobody. 17 A. O'all of the doctors. 18 Q. You make sure Mr. Henderson gets that? 19 A. O'asy. 10 A. O'asy. 11 A. O'asy. 12 THE WITNESS: How will you get it. 11 Mr. Henderson? 12 A. O'asy. 13 A. O'asy. 14 A. O'asy. 15 Q. That's okay. Do you have a distinct recollection that you took each one of these medication that you took each one of these medication. — you have mere time, ma'am? Do you need some more time, ma'am? Do you need some more time to answer my question? 14 A. O'asy. 15 A. O'asy. 16 A. O'asy. 17 A. What Henderson? 18 A. O'asy. 19 A. O'asy. 10 A. O'asy. 11 A. O'asy. 12 THE WITNESS: How will you get it. 12 A. Baldwin. You are doing great. 13 You had mentioned yesterday, 14 Ms. Baldwin, about missing a piece of lugage at the airport; is that right? 15 A. No. 16 Q. Whose lugage was that? 17 A. Mine. 18 Q. What did that luggage contain? 18 Q. What did dathat luggage contain? 19 A. Clothing. 20 Where was your medicine stored? 21 A. In my carry-on bag. 22 Q. Did you have your carry-on bag with you — 23 Q. Was anybody injured in that accident? 24 A. Yes. 25 Q. Was anybody injured in that accident? 26 Q. Was anybody injured in that accident? 27 A. Yes. 28 Q. Was anybody injured in that accident?	3	Q. Is that a yes?	3	, , , , , , , , , , , , , , , , , , , ,
6 A. No. 9 C. I'm asking you, do you know what they are saying that you did? 10 A. What I did do? 11 Q. I'm asking you. There is no right or wrong answer. 12 answer. 13 A. No. 14 Q. You are not aware? 15 A. No. 16 Q. We talked about this yesterday. 17 Georgia? Will you make sure hat Mr. Henderson gets a list of all doctors that you saw while you were in Georgia? Will you make sure be gets that? 19 A. Of all of the doctors. 10 Q. Yes, ma'am. We can get that later, but will you you make sure Mr. Henderson gets that for us. 11 Mr. Henderson? 12 A. Okay. 13 A. Okay. 14 A. Okay. 15 A. Okay. 16 A. Okay. 17 Georgia? Will you make sure be gets that? 18 A. Okay. 19 A. Okay. 20 You have a distinct recollection of taking every medicine you have listed on Plaintiff's Exhibit Five the day of the action. July 27 of '07? 18 MR. COLLINS: Object to the form. 19 A. Okay. 20 A. Okay. 21 THE WITNESS: How will you get it, Mr. Henderson? 22 MR. HENDERSON: I'll call you about it. 23 THE WITNESS: Okay. 24 MR. HENDERSON: I'll call you about it. 25 MR. HENDERSON: I'll call you about it. 26 THE WITNESS: Okay. 27 Q. I've just got a couple more. Bear with me, Ms. Baldwin, about missing a piece of lugage at the airport; is that right? 28 A. Right. 29 Q. Whose lugage was that? 20 Q. Whose lugage was that? 20 Q. Whose lugage was that? 21 A. No. 22 What did that luggage contained your medicine? 23 A. Okay. 24 Q. Whose lugage was that? 25 Q. Whote was your medicine stored? 26 Q. Where was your medicine stored? 27 A. In my carry-on bag. 28 Q. Did you have your carry-on bag with you	4	A. Yes.	4	
7 A. What? 8 Q. I'm asking you, do you know what they are saying that you did? 9 saying that you did? 10 A. What I did do? 11 Q. I'm asking you. There is no right or wrong answer. 13 A. No. 14 Q. You are not aware? 15 A. No. 16 Q. We talked about this yesterday. Will you make sure that Mr. Henderson gets a list of all doctors that you saw while you were in Georgia? Will you make sure bat he doctors. 11 Q. Yes, ma'am. We can get that later, but will you make sure Mr. Henderson gets that for us. 12 Q. Yes, ma'am. We can get that later, but will you make sure Mr. Henderson gets that for us. 14 A. Okay. 15 A. Okay. 16 A. Okay. 17 Page 158 1 A. Okay. 2 THE WITNESS: How will you get it, Mr. Henderson? 4 Mr. HENDERSON: I'll call you about it. THE WITNESS: Okay. 4 Mr. Baldwin, You are doing great. 4 You had mentioned yesterday, Ms. Baldwin, You are doing great. 4 You had mentioned yesterday, Ms. Baldwin, about missing a piece of lugagage at the airport; is that right? 12 A. Right. 13 Q. Whose lugagae was that? 14 A. Night. 15 A. No. 16 Q. Whose lugagae was that? 17 A. Mine. 18 Q. What did that luggage contain? 19 A. Clothing. 20 Q. Where was your medicine stored? 21 A. I'm not really sure. 22 P. Did you have your carry-on bag with you 23 Page 160 24 A. Yes. 25 Q. You do? 26 Larlier you told Mr. Collins that you were involved in a prior accident about two years ago. Do you remember talking about that in Atlanta? 27 A. Nine. 28 Q. What did that luggage contain? 29 Q. Where was your medicine stored? 20 Q. Where was your medicine stored? 20 Q. Where was your carry-on bag with you 21 Q. Did you have your carry-on bag with you 22 Q. Did you have your carry-on bag with you	5	Q. Do you know what the allegations are against		
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saying that you did? A. What I did do? I'm asking you. There is no right or wrong answer. A. No. Q. We answer. A. No. Q. We talked about this yesterday. Will you make sure that Mr. Henderson gets a list of all doctors that you saw while you were in Georgia? Will you make sure he gets that? A. Of all of the doctors. Q. Yes, ma'am. We can get that later, but will you make sure Mr. Henderson gets that for us. Page 158 A. Okay. THE WITNESS: How will you get it, Mr. Henderson? MR. Baldwin. You are doing great. You had mentioned yesterday, will you make sure that that luggage contained your medicine? MR. Baldwin. About missing a piece of luggage at the airport; is that right? A. No. Q. Whose luggage was that? A. Mine. Q. Whore was your medicine stored? Q. Where was your medicine stored? Q. Where was your medicine stored? Q. Whore was your carry-on bag. Q. Whare was your carry-on bag with you.— Yes. Q. Was anybody injured in that accident? A. Yes. Q. Was anybody injured in that accident? A. Yes. Q. Was anybody injured in that accident?	1			· ·
10 A. What I did do? 11 Q. I'm asking you. There is no right or wrong answer. 12 answer. 13 A. No. 14 Q. You are not aware? 14 A. No. 15 Q. We talked about this yesterday. Will you make sure that Mr. Henderson gets a list of all doctors that you saw while you were in Georgia? Will you make sure he gets that? 12 Q. Yes, ma'am. We can get that later, but will you wou make sure Mr. Henderson gets that for us. 16 A. Okay. 17 A. Okay. 18 A. Okay. 19 A. Okay. 19 A. Okay. 10 A. Okay. 11 A. Okay. 11 A. Okay. 12 THE WITNESS: How will you get it, Mr. Henderson? 19 MR. HENDERSON: I'll call you about it. 10 A. Did with the with the will you get it, Mr. Henderson? 11 A. B. Baldwin, You are doing great. 12 You had mentioned yesterday, Ms. Baldwin, about missing a piece of luggage at the airport; is that right? 13 A. No. 14 Q. Whose luggage was that? 15 A. No. 16 Q. Whose luggage was that? 17 A. Mine. 18 Q. What did that luggage contained your medicaine? 19 A. Clothing. 20 Q. Where was your medicine stored? 21 A. In my carry-on bag. 22 Q. Did you have your carry-on bag with you — 23 Ves. 24 A. Yes. 25 Q. You do? 26 Do you know who would have watched me? possibly nobody. 27 A. Who would have watched me? Possibly nobody. 28 A. Who would have watched me? Possibly nobody. 29 A. Who would have watched me? Possibly nobody. 30 A. Who would have watched me? Possibly nobody. 31 A. Who would have watched me? Possibly nobody. 32 A. Who would have watched me? Possibly nobody. 32 A. Who would have watched me? Possibly nobody. 34 A. Who would have watched me? Possibly nobody. 34 A. Who would have watched me? Possibly nobody. 34 A. Who would have watched me? Possibly nobody. 35 A. Who would have watched me? Possibly nobody. 36 A. Ves. A. Who woll was estined recollection of taking every medicine you have listed on Plaintiffs Exhibit Five the day of the accident, Ya. Who woll and exhert exollection of taking every medicine on Plaintiffs Exhibit Five the day of the accident, Ya. Who would have watched me? Possibly nobody. 34 A. Okay. 35 A. Ok			1	
11 Q. I'm asking you. There is no right or wrong answer. 12 A. No. 13 A. No. 14 Q. You are not aware? 15 A. No. 16 Q. We talked about this yesterday. Will you make sure that Mr. Henderson gets a list of all doctors that you saw while you were in Georgia? Will you make sure he gets that? 20 A. Of all of the doctors. 21 Q. Yes, ma'am. We can get that later, but will you make sure Mr. Henderson gets that for us. Page 158 A. Okay. 2 THE WITNESS: How will you get it, Mr. Henderson? 4 MR. HENDERSON: I'll call you about it. 5 THE WITNESS: Okay. 6 THE WITNESS: Okay. 7 Q. I've just got a couple more. Bear with me, Ms. Baldwin, You are doing great. 9 You had mentioned yesterday, Ms. Baldwin, about missing a piece of luggage at the airport; is that right? 12 A. No. 13 the medication — your medication that's listed on Plaintiff's Exhibit Five the day of the accident, 190 of taking every medicine you have listed on Plaintiff's Exhibit Five the day of the accident, 190 of the accident? Page 160 18 Georgia? Will you make sure he gets that? 20 A. Of all of the doctors. 21 Q. Yes, ma'am. We can get that later, but will you make sure Mr. Henderson gets that for us. Page 158 Page 158 Page 158 Page 158 A. Okay. 1 Q. That's okay. Do you have a distinct recollection of taking every medicine you have listed on Plaintiff's Exhibit Five the day of the accident, 190 of taking every medicine you have listed on Plaintiff's Exhibit Five the day of the accident, 190 of taking every medicine you have listed on Plaintiff's Exhibit Five the day of the accident, 190 of taking every medicine you have listed on Plaintiff's Exhibit Five the day of the accident, 190 of taking every medicine you have listed on Plaintiff's Exhibit Five the day of the accident, 190 of taking every medicine you have listed on Plaintiff's Exhibit Five the day of the accident, 190 of taking every medicine you have listed on Plaintiff's Exhibit Five the day of the accident, 190? 18 A. Okay. 19 A. Okay. 10 A. Okay. 11 C. The WITNESS: How will you get it, Mr.				
12 answer. 13 A. No. 14 Q. You are not aware? 15 A. No. 16 Q. We talked about this yesterday. Will you make sure that Mr. Henderson gets a list of all doctors that you saw while you were in Georgia? Will you make sure he gets that? 19 A. Of all of the doctors. 21 Q. Yes, ma'am. We can get that later, but will you make sure Mr. Henderson gets that for us. 22 Wes, ma'am. We can get that later, but will you make sure Mr. Henderson gets that for us. 23 Where Mr. Henderson? 24 M. Who would have watched me? Possibly nobody. 16 In taking every medicine you have listed on Plaintiffs Exhibit Five the day of the accident, July 27 of '07? 17 MR. COLLINS: Object to the form. 28 Asked and answered. 29 Do you need some more time, ma'am? Do you need some more time to answer my question? 29 A. Oh. 20 That's okay. Do you have a distinct recollection that you took each one of these medicines on July 27 of '07? 20 A. Oh. 21 Q. That's okay. Do you have a distinct recollection that you took each one of these medicines on July 27 of '07? 29 A. Oh. 20 Would anybody have seen you take that? 21 A. No. 22 Earlier you told Mr. Collins that you were in Georgia? 23 In the WITNESS: Okay. 24 A. No. 25 Q. You do? 26 A. Yes. 27 Q. For ma'am. We can get that later, but will you get it, Mr. Henderson? 28 MR. HENDERSON: I'll call you about it. 29 You do? 20 You do? 21 A. Yes. 29 Q. Would a mentioned yesterday, you remedicine? 20 Q. Whose luggage was that? 21 A. No. 22 (I whose luggage was that? 23 A. Oh. 24 A. Okay. 25 Q. What did that luggage contain? 26 Q. What did that luggage contain? 27 A. Dh-huh (positive response). 28 A. Uh-huh (positive response). 29 Q. Where was your medicine stored? 20 Q. Where was your medicine stored? 21 A. In my carry-on bag. 22 Q. Did you have your carry-on bag with you	1			
13 A. No. 14 Q. You are not aware? 15 A. No. 16 Q. We talked about this yesterday. Will you make sure that Mr. Henderson gets a list of all doctors that you saw while you were in Georgia? Will you make sure he gets that? 20 A. Of all of the doctors. 21 Q. Yes, ma'am. We can get that later, but will you make sure Mr. Henderson gets that for us. Page 158 1 A. Okay. 2 THE WITNESS: How will you get it, Mr. Henderson? 4 MR. HENDERSON: I'll call you about it. 5 A. Man. Baldwin. You are doing great. 9 You had mentitioned yesterday, Ms. Baldwin, about missing a piece of luggage at the airport; is that right? 1 A. No. 16 Q. Whose luggage was that? 17 A. Who would have watched me? Possibly nobody. 17 A. Who would have watched me? Possibly nobody. 18 A. Who would have watched me? Possibly nobody. 19 Did whave jour have listed on Plaintiff's Exhibit Five the day of the accident, July 27 of '07? 18 A. Who would have watched me? Possibly nobody. 19 Did whave jour have listed on Plaintiff's Exhibit Five the day of the accident? 10 MR. COLLINS: Object to the form. Asked and answered. 20 Do you need some more time, ma'am? Do you need some more time, ma'am? Do you need some more time, to answer my question? 21 A. Yes. 22 You have a distinct recollection of taking every medicine you have a distinct recollection that you took each one of these medicines on July 27 of '07? 4 A. Yes. 2 Q. That's okay. Do you have a distinct recollection that you took each one of these medicines on July 27 of '07? 4 A. Yes. 2 Q. Would anybody have seen you take that? 4 A. I'm not really sure. 4 A. I'm not really sure. 5 Q. Would anybody have seen you take that? 6 A. Uh-huh (positive response). 7 Q. I've just got a couple more. Bear with me, Ms. Baldwin, about missing a piece of luggage at the airport; is that right? 3 A. Uh-huh (positive response). 4 A. Who would have watched me? 5 A. Oh. 5 Q. You had eacident, July 27 of '07? 6 The WITNESS: How will you get it, MR. COLLINS: Object to the form. A Skde and answered. 5 Q. You do? A. Yes. 6 Q. Would a	1			· · · · · · · · · · · · · · · · · · ·
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15 A. No. 16 Q. We talked about this yesterday. Will you make sure that Mr. Henderson gets a list of all doctors that you saw while you were in Georgia? Will you make sure he gets that? 10 A. Of all of the doctors. 11 Q. Yes, ma'am. We can get that later, but will you make sure Mr. Henderson gets that for us. 12 Q. Yes, ma'am. We can get that later, but will you make sure Mr. Henderson gets that for us. 13 A. Okay. 14 A. Okay. 15 Q. Do you have a distinct recollection of taking every shibit five the day of the accident, July 27 of '07? 18 MR. COLLINS: Object to the form. 19 A. Okay. 20 Jo you need some more time, ma'am? Do you need some more time to answer my question? 21 Q. That's okay. Do you have a distinct recollection of taking every shibit five the day of the accident, July 27 of '07? 22 MR. COLLINS: Object to the form. 23 A. Oh. Page 158 1 A. Okay. 2 THE WITNESS: How will you get it, Mr. Henderson? 4 MR. HENDERSON: I'll call you about it. 4 THE WITNESS: Okay. 5 Q. You do? 4 A. Yes. 5 Q. You do? 4 A. Yes. 6 A. Yes. 9 Q. You do? 4 A. I'm not really sure. 9 Q. Earlier you told Mr. Collins that you were involved in a prior accident about two years ago. Do you remember talking about that in Atlanta? 11 A. Ohan. 12 A. No. 13 Q. Whose luggage was that? 14 A. Nine. 15 Q. What did that luggage contain? 16 Q. Where was your medicine stored? 17 A. Mine. 18 Q. What did that luggage contain? 19 A. Clothing. 19 Q. Did you have your carry-on bag with you— 20 Q. Where was your medicine stored? 21 A. In my carry-on bag. 22 Q. Did you have your carry-on bag with you— 23 A. Oh.			1	
16 Q. We talked about this yesterday. Will you make sure that Mr. Henderson gets a list of all doctors that you saw while you were in Georgia? Will you make sure be gets that? 20 A. Of all of the doctors. 21 Q. Yes, ma'am. We can get that later, but will you make sure Mr. Henderson gets that for us. Page 158 1 A. Okay. 2 THE WITNESS: How will you get it, Mr. Henderson? 4 MR. HENDERSON: I'll call you about it. 5 MS. Baldwin. You are doing great. 9 You had mentioned yesterday, Ms. Baldwin, about missing a piece of 10 luggage at the airport; is that right? 12 A. Right. 13 Q. Isn't it true that that luggage contained your medicine? 14 A. No. 15 Q. Whose luggage was that? 16 Q. Whose luggage was that? 17 A. Mine. 18 Q. What did that luggage contain? 19 A. Clothing. 20 Did you have your carry-on bag with you 20 Q. Was anybody injured in that accident?	1			
make sure that Mr. Henderson gets a list of all doctors that you saw while you were in Georgia? Will you make sure he gets that? A. Of all of the doctors. Q. Yes, ma'am. We can get that later, but will you make sure Mr. Henderson gets that for us. Page 158 A. Okay. THE WITNESS: How will you get it, Mr. Henderson? MR. HENDERSON: I'll call you about it. THE WITNESS: Okay. Q. I've just got a couple more. Bear with me, Ms. Baldwin, You are doing great. You had mentioned yesterday, Ms. Baldwin, about missing a piece of luggage at the airport; is that right? A. Right. Q. Isn't it true that that luggage contained your medicine? A. No. Q. Whose luggage was that? A. Clothing. Q. Where was your medicine stored? A. In my carry-on bag. Q. Did you have your carry-on bag with you — Page 158 Plaintiff's Exhibit Five the day of the accident, July 27 of '07? MR. COLLINS: Object to the form. A. Asked and answered. Q. Do you need some more time, ma'am? Do you need some more time to answer my question? A. Oh. Page 158 A. Okay. Q. That's okay. Do you have a distinct recollection that you took each one of these medicines on July 27 of '07? A. Yes. Q. Would anybody have seen you take that? A. I'm not really sure. Q. Earlier you told Mr. Collins that you were in MR. Collothing. A. Uh-huh (positive response). Q. Where was your medicine stored? A. In my carry-on bag. Q. Where was your medicine stored? A. In my carry-on bag with you— 20 Did you have your carry-on bag with you—			1	
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5 A. No. 6 Whose luggage was that? 7 A. No. 7 Q. Whose luggage was that? 8 A. No. 9 Whose luggage was that? 9 A. Mine. 10 Whose luggage contain? 11 A. Clothing. 12 A. Did you have your carry-on bag. 13 Q. Whose was your medicine stored? 14 A. Did you have your carry-on bag. 15 A. Did you have your carry-on bag with you 16 Q. Did you have your carry-on bag with you 17 A. I're not really sure. 18 Q. Would anybody have seen you take that? 19 A. Yes. 10 Would anybody have seen you take that? 10 A. Yes. 11 I'm not really sure. 12 Q. Earlier you told Mr. Collins that you were involved in a prior accident about two years ago. Do you remember talking about that in Atlanta? 10 A. Uh-huh (positive response). 11 Q. Do you remember that? 12 A. Uh-huh (positive response). 13 A. Uh-huh (positive response). 14 Q. You had mentioned that the ladies Am I correct to assume that your two sisters were with you then, too? 18 Q. Was anybody injured in that accident?	3		3	medicines on July 27 of '07?
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Filed 08/15/2008

Боро	sition of Willie Eva Baldwin		February 27th and 28th, 200
	Page 16		Page 163
1	Q. Do you accept any fault whatsoever from that	1	MR. HENDERSON: Object to the
2	particular accident?	2	•
3	MR. HENDERSON: Object to the	3	
4	form.	4	9 .
5	A. No.	5	
6	Q. Were you trying to turn left in that	6	
7	accident, too?	7	· · · · · · · · · · · · · · · · · · ·
8	A. No.	8	
9	MR. COLLINS: Object to the form.	9	
10	MR. WALLER: What's your	10	
11	•	11	
12	objection?	12	
1	MR. COLLINS: I just object to the		
13	form, too.	13	•
14	MR. HENDERSON: Not relevant.	14	
15	Q. Ma'am, they are objecting to the form. You	15	
16	can answer, if you know.	16	
17	A. No. I wasn't trying to turn left.	17	
18	Q. When you woke up the morning of July 27,	18	• • • • • • • • • • • • • • • • • • •
19	'07, when you woke up that morning, what	19	
20	time did you and your sisters leave to head	20	
21	to Cuthbert, Georgia?	21	
22	A. I don't know.	22	
23	Q. Do you have a recollection leaving that	23	Bear with me.
	Page 162		Page 164
,		1	
1 2	morning?	1 2	Do you recall telling the police
2	morning? A. Yes.	2	Do you recall telling the police officer that you had only been driving about
2 3	morning? A. Yes. Q. Do you know where all you went that day?	2 3	Do you recall telling the police officer that you had only been driving about thirty minutes prior to the accident that
2 3 4	morning? A. Yes. Q. Do you know where all you went that day? And let me rephrase.	2 3 4	Do you recall telling the police officer that you had only been driving about thirty minutes prior to the accident that night?
2 3 4 5	morning? A. Yes. Q. Do you know where all you went that day? And let me rephrase. A. No place.	2 3 4 5	Do you recall telling the police officer that you had only been driving about thirty minutes prior to the accident that night? A. Thirty minutes?
2 3 4 5 6	morning? A. Yes. Q. Do you know where all you went that day? And let me rephrase. A. No place. Q. I represent to you I'm sorry. I'll	2 3 4 5 6	Do you recall telling the police officer that you had only been driving about thirty minutes prior to the accident that night? A. Thirty minutes? Q. Uh-huh (positive response).
2 3 4 5 6 7	morning? A. Yes. Q. Do you know where all you went that day? And let me rephrase. A. No place. Q. I represent to you I'm sorry. I'll represent to you the accident in Montgomery	2 3 4 5 6 7	Do you recall telling the police officer that you had only been driving about thirty minutes prior to the accident that night? A. Thirty minutes? Q. Uh-huh (positive response). A. Uh-uh (negative response).
2 3 4 5 6 7 8	morning? A. Yes. Q. Do you know where all you went that day? And let me rephrase. A. No place. Q. I represent to you I'm sorry. I'll represent to you the accident in Montgomery happened around seven p.m. that night. Do	2 3 4 5 6 7 8	Do you recall telling the police officer that you had only been driving about thirty minutes prior to the accident that night? A. Thirty minutes? Q. Uh-huh (positive response). A. Uh-uh (negative response). Q. You don't recall telling the officer that?
2 3 4 5 6 7 8 9	morning? A. Yes. Q. Do you know where all you went that day? And let me rephrase. A. No place. Q. I represent to you I'm sorry. I'll represent to you the accident in Montgomery happened around seven p.m. that night. Do you know what you did that day? If the	2 3 4 5 6 7 8 9	Do you recall telling the police officer that you had only been driving about thirty minutes prior to the accident that night? A. Thirty minutes? Q. Uh-huh (positive response). A. Uh-uh (negative response). Q. You don't recall telling the officer that? A. No.
2 3 4 5 6 7 8 9	morning? A. Yes. Q. Do you know where all you went that day? And let me rephrase. A. No place. Q. I represent to you I'm sorry. I'll represent to you the accident in Montgomery happened around seven p.m. that night. Do you know what you did that day? If the accident occurred in Montgomery at seven	2 3 4 5 6 7 8 9	Do you recall telling the police officer that you had only been driving about thirty minutes prior to the accident that night? A. Thirty minutes? Q. Uh-huh (positive response). A. Uh-uh (negative response). Q. You don't recall telling the officer that? A. No. MR. WALLER: Ms. Baldwin, I think
2 3 4 5 6 7 8 9 10 11	morning? A. Yes. Q. Do you know where all you went that day? And let me rephrase. A. No place. Q. I represent to you I'm sorry. I'll represent to you the accident in Montgomery happened around seven p.m. that night. Do you know what you did that day? If the accident occurred in Montgomery at seven p.m. that night, do you recall where all you	2 3 4 5 6 7 8 9 10	Do you recall telling the police officer that you had only been driving about thirty minutes prior to the accident that night? A. Thirty minutes? Q. Uh-huh (positive response). A. Uh-uh (negative response). Q. You don't recall telling the officer that? A. No. MR. WALLER: Ms. Baldwin, I think that's all I have for you.
2 3 4 5 6 7 8 9 10 11 12	morning? A. Yes. Q. Do you know where all you went that day? And let me rephrase. A. No place. Q. I represent to you I'm sorry. I'll represent to you the accident in Montgomery happened around seven p.m. that night. Do you know what you did that day? If the accident occurred in Montgomery at seven p.m. that night, do you recall where all you had been that particular day?	2 3 4 5 6 7 8 9 10 11 12	Do you recall telling the police officer that you had only been driving about thirty minutes prior to the accident that night? A. Thirty minutes? Q. Uh-huh (positive response). A. Uh-uh (negative response). Q. You don't recall telling the officer that? A. No. MR. WALLER: Ms. Baldwin, I think that's all I have for you. EXAMINATION
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	Page 16		Page 167
1	THE WITNESS: She didn't suffer	1	MR. PHILLIPS: That's all I have.
2	from it.	2	Thank you.
3	MR. HENDERSON: Do you know if she		MR. HENDERSON: Can we take a
4	had glaucoma?	4	quick break?
5	THE WITNESS: No, I don't know.	5	(Brief recess.)
6	MR. HENDERSON: She doesn't know,	6	EXAMINATION
7	John.	7	BY MR. HENDERSON:
8	MR. PHILLIPS: Okay. Thank you.	8	Q. Ms. Baldwin, I'm just going to ask you a few
9	Q. Do you know if she suffered from dementia?	9	questions, and I want to try to clear up a
10	A. No.	10	few things that may have come across as
11	Q. How long did you and Irena live together?	11	being confusing may have confused a few
12	A. Live together?	12	of us in the deposition.
13	Q. Yes, ma'am.	13	One thing is earlier you were talking
14	A. Probably forty years.	14	about going toward a door on the interstate.
15	Q. And let's just think about the last five	15	Do you remember that, that you were going
16	years y'all lived together. Who paid for	16 17	toward a door?
17 18	the power bill? A. Who paid for the	18	A. Not on the interstate. On that ramp.
19	MR. HENDERSON: Power bill.	19	Q. On the ramp. Okay. I'm going to show you a picture, Plaintiff's Exhibit Number
20	MR. COLLINS: Electricity.	20	Twenty-six. Okay. Do you see the door that
21	A. Together.	21	you've been referring to about going towards
22	Q. There was one bill that came to the house	22	on that ramp?
23	and y'all split it?	23	A. No. I don't see the door. But it's up on
			The first and the decir. But it's up on
	Page 166		Page 168
1		1	
1 2	A. Yes.	1 2	Page 168 the ramp. It's just one exit up there. Q. Okay. So you don't
2	A. Yes.Q. So the same for the phone bill?		the ramp. It's just one exit up there.
	A. Yes.Q. So the same for the phone bill?A. The phone bill?	2	the ramp. It's just one exit up there. Q. Okay. So you don't A. It's to the left.
2 3	A. Yes.Q. So the same for the phone bill?A. The phone bill?	2 3	the ramp. It's just one exit up there. Q. Okay. So you don't A. It's to the left.
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2 3 4 5 6 7 8 9 10 11 12 13 14 15 16 17 18 19 20 21	 A. Yes. Q. So the same for the phone bill? A. The phone bill? Q. Yes, ma'am. A. Yes. Q. It's kind of a strange question, but did you and Irena have the same key that opened the front door not shared the key, but it was the same key that worked the front door? A. We had our own keys. Q. But that key was A. The same. Q. If you traded keys with her, it would open the same door, correct? In other words, your key didn't open a separate door than Ms. Irena's key, right? A. No, no. Q. Ms. Baldwin, have you had a conversation with Mr. Johnson about the damages that he's suing you for? A. No. 	2 3 4 5 6 7 8 9 10 11 12 13 14 15 16 17 18 19 20 21	the ramp. It's just one exit up there. Q. Okay. So you don't A. It's to the left. Q. So you don't see it on this picture? A. No. I don't see a door. Q. Let me ask you a few more. But the door was a place where you could go and turn around off the interstate; is that right? A. I assumed it would be that I could turn around some place. Q. Now, these lawyers have been talking to you about stopping on the interstate or the highway and backing up. Do you remember stopping in the middle of the interstate? A. No, I didn't. Q. Do you remember backing up in the middle of the interstate? A. No. Q. Where you backed up, was that on the side of the interstate? A. Right. On the right side.

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1	Page 169		Page 171
1	A. Right.	1	MR. HENDERSON: Object to the
2	Q. Kind of on the edge of the highway?	2	form.
3	MR. WALLER: Object to the form.	3	A. No.
	Q. Would that be on the edge of the highway?	4	Q. Were you in charge of the trip?
4			
5	MR. WALLER: Object to the form.	5	A. No, no.
6	A. Yeah.	6	Q. There was an agreement by all of y'all to go
7	Q. Ms. Baldwin, do you remember if your sister	7	on the same trip?
8	Irena gave you any money for the hotel room?	8	A. Right.
9	A. No.	9	Q. And that purpose was to go visit family,
10	Q. Do you remember if she gave you any money	10	correct?
11	for the rental car?	11	A. Right.
12	A. No.	12	Q. And all of you made the decision to go visit
13	Q. Did you ask Irena to give you any money for	13	family, correct?
300			•
14	the hotel room?	14	A. Yes.
15	A. No.	15	Q. So it wasn't a trip that you spearheaded, so
16	Q. Did you ask Irena to give you any money for	16	to speak?
17	the rental car?	17	A. No, no.
18	A. No.	18	Q. So when you said you would have taken Irena
19	Q. Would that have been something that she	19	on the trip with you, that's not accurate,
20	would have done on her own?	20	is it? I mean, she was going anyway
21	A. She would have done it on her own.	21	MR. HENDERSON: Object to the
22	Q. Did you require that Irena give you any	22	form.
23	money for expenses?	23	Q correct?
1	Page 170		Page 172
1	A. No.	١.	
	Λ . INU.	1	A. Right.
2			A. Right.O. Now, you said that you don't remember if she
2 3	Q. Would you have taken Irena on this trip	2	Q. Now, you said that you don't remember if she
3	Q. Would you have taken Irena on this trip anyway if she hadn't given you any money for	2 3	Q. Now, you said that you don't remember if she gave you any money, right, for the rental
3 4	Q. Would you have taken Irena on this trip anyway if she hadn't given you any money for expenses?	2 3 4	Q. Now, you said that you don't remember if she gave you any money, right, for the rental car?
3 4 5	Q. Would you have taken Irena on this trip anyway if she hadn't given you any money for expenses?A. Right.	2 3 4 5	Q. Now, you said that you don't remember if she gave you any money, right, for the rental car?A. Oh, I know she didn't.
3 4	Q. Would you have taken Irena on this trip anyway if she hadn't given you any money for expenses?A. Right.Q. And your other sister that went,	2 3 4	Q. Now, you said that you don't remember if she gave you any money, right, for the rental car?A. Oh, I know she didn't.Q. You know she didn't?
3 4 5 6 7	Q. Would you have taken Irena on this trip anyway if she hadn't given you any money for expenses?A. Right.Q. And your other sister that went, Ms. Prather, on the trip with you, she	2 3 4 5 6 7	 Q. Now, you said that you don't remember if she gave you any money, right, for the rental car? A. Oh, I know she didn't. Q. You know she didn't? A. Right.
3 4 5 6 7 8	Q. Would you have taken Irena on this trip anyway if she hadn't given you any money for expenses?A. Right.Q. And your other sister that went, Ms. Prather, on the trip with you, she didn't give you any money, did she?	2 3 4 5 6 7 8	 Q. Now, you said that you don't remember if she gave you any money, right, for the rental car? A. Oh, I know she didn't. Q. You know she didn't? A. Right. Q. Now, yesterday you said that she probably
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	Page 173		Page 17
1	form.	1	A. Sort of.
2	A. I'm not sure.	2	Q. Can you explain that?
3	Q. The fact is, you don't really know whether	3	A. It was all in her name. But we would go
4	or not she helped you or not, do you? You	4	down and pay the bill, and I would give her
5	don't really know, do you?	5	something.
6	MR. HENDERSON: Object to the	6	Q. So you would pay her some money for the
7	form.	7	electricity bill?
8	Q. I'm asking your opinion. Do you know one	8	A. Yes.
9	way or the other whether she really helped	9	Q. Now, the house was in her name; is that
10	you or not?	10	correct?
11	A. To put it on my Discovery Card, then I would	11	A. Right.
12	pay Discovery.	12	Q. Was the house paid off?
13	Q. Is it possible that Irena paid you a portion	13	A. Yes.
14	of the rental cost	14	Q. Did you pay her any rent to live there?
15	A. No.	15	A. No.
16	Q in cash?	16	Q. Now, yesterday you testified that you-all
17	A. No.	17	handled your own affairs. She handled her
18	Q. Yesterday you said she probably did. Do you	18	affairs and you handled your own affairs,
19	remember saying that yesterday?	19	correct?
20	A. Probably I did.	20	A. Right.
21	Q. So which one would be more accurate, that	21	Q. And I believe you testified that you-all had
22	she probably did or that she didn't?	22	your own checking accounts, your own bank
23	A. She would have, I would think, you know, if	23	accounts?
	Page 174		Page 170
1	she hadn't have been killed in the accident.	1	A. Yes.
2	Q. So are you saying that she had probably	2	Q. You were getting disability at the time,
3	would have paid you sometime later?	3	correct?
4	A. Yes.	4	A. Right.
5	Q. Was there an agreement that	5	Q. Where was your checking deposited to?
6	A. No.	6	A. At PNC.
7	Q. Let me finish. Was there an agreement that	7	Q. PNC? What does that PNC stand for?
8	you would pay for the rental car on your	8	A. Pennsylvania National Bank.
9	card and that she would pay you back later?	9	Q. Is that in Philadelphia?
10	A. I don't know if we agreed to that. But I	10	A. Philadelphia.
11	just, you know, usually paid for the trip on	11	Q. Was that account solely your account?
12	Discovery.	12	A. Yes.
13	Q. And when you usually paid for the trip, did	13	Q. You were the only person on it?
14	she usually reimburse you or pay you back?	14	A. Right.
15	A. I'm not sure.	15	Q. Did Ms. Johnson receive to your knowledge
16	Q. So are you saying that it's possible that	16	receive her own retirement or disability
17	she might have paid you back?	17	check?
18	MR. HENDERSON: Object to the	18	A. Yes.
19	form.	19	Q. Does she have a separate account that her
	A. Yes.	20	money was going into to your knowledge?
20		21	
20 21	Q. With regards to your living arrangements, I	21	A. Yes. She had a separate account.
	Q. With regards to your living arrangements, I believe you testified that you-all split the	22	Q. Did y'all ever mix accounts?
21			

A. C.

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was never comming was never put togeth it? A. No. Q. She had her funds correct? A. Right. Q. Do you When was never put togeth it?	came into the household gled together, was it? It her in one big pot, was and you had your funds, as the last time you filed in? Do you remember?	2 3 Q. Y 4 A. N 5 Q. W 6 pie 7 A. Y 8 Q. D 9 A. N 10 Q. D	by Irena? MR. PHILLIPS: Object to the form. You can go ahead and answer. You hat about mail? Did y'all have separate bees of mail coming to the house? Yes. You do not be a separate bees of mail coming to the house? You do not be a separate bees of mail coming to the house? You do not be a separate bees of mail coming to the house? You do not be a separate bees of mail coming to the house? You do not be a separate bees of mail coming to the house? You do not be a separate bees of mail coming to the house? You do not be a separate bees of mail coming to the house? You do not be a separate bees of mail coming to the house?
13 A. Yes. 14 Q. And when you file 15 did you list Irena Jo 16 tax return as a depe 17 A. No.	d that income tax return, hnson on your income ndent? ome tax return the year ohnson on there as a	13 Q. Lo 14 go 15 wh 16 cap 17 eve 18 A. No 19 Q. D	et me ask you about Hertz when you went to rent the car. Did Hertz ever ask you ether or not they felt that you were pable of driving this vehicle? Did they er indicate anything to you like that?
	Page 178		Page 180
2 income tax return as 3 A. No. 4 Q. When you filed you 5 you file as a single? 6 A. Single. 7 Q. Has Irena To the 8 has Irena ever listed 9 as a dependent? 10 A. No. 11 Q. Do you know whet 12 or head of household 13 A. No. 14 Q. You don't know? 15 A. No. 16 Q. So Irena didn't take 17 didn't take care of he 18 A. Correct. 19 MR. PHILLIF 20 Q. In your opinion did 21 A. No.	best of your knowledge, you on her income tax ther or not she filed single it? care of you and you er, correct? S: Object to the form. you take care of Irena? 22 25: Object to the form.	5 you 7 A. No 8 Q. Di 9 acci 1 Q. Di 2 abo 3 veh 4 A. No 5 6 Q. Di 6 A. No 9 0 1 2 BY MR.	In they ever ask you have you been in any idents or anything in the past? Ion't think so. Id anybody at Hertz appear to be concerned ut whether or not you could drive their icle? In the past? In

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1	just talked to you and you replied to him	1	where you backed up is depicted in either
2	that at the time you were backing up you	2	one of these two pictures?
3	thought it was safe to do so on the edge of	3	A. No.
4	the roadway, I think is what you said. Is	4	Q. You don't know?
5	that right?	5	A. It's not.
6	A. Uh-huh (positive response).	6	Q. Okay. That's fine. I thought you said it
7	Q. Is that right?	7	did.
8	A. Uh-huh (positive response).	8	MR. WALLER: That's all I have.
9	Q. Say yes for	9	MR. HENDERSON: Anything else,
10	A. Yes.	10	John?
11	Q. I'm going to show you Plaintiff's Exhibit	11	MR. COLLINS: Just for the record,
12	Forty-nine and Plaintiff's Exhibit Fifty,	12	Plaintiff's Exhibit Fifteen
13	these two pictures. In either one of these	13	through Sixty indicates that we
14	pictures does it depict the area where you	14	had two Plaintiff's Exhibits
15	backed up?	15	Twenty-one. We are going to
16	A. Yeah.	16	change one of those exhibits to
17	Q. Will you put a red X on that area where you	17	reflect Plaintiff's Exhibit
18	backed up where you thought it was the	18	Twenty-one A with, I assume, no
19	edge of the roadway?	19	objections.
20	A. This is not the highway.	20	MR. HENDERSON: That's fine.
21 22	Q. And my question is, will you put an X where	21 22	
23	you backed up in these pictures, whatever they depict?	23	FURTHER DEPONENT SAITH NOT
23	mey depict:	23	
	Page 182		Page 184
1	A. I can't put an X there where I backed up	1	REPORTER'S CERTIFICATE
2	because that's not 85.	2	STATE OF ALABAMA:
3	MR. HENDERSON: I think it's clear	3	MONTGOMERY COUNTY:
4	that she doesn't recognize	4	I, Tracey H. Rives, Certified Shorthand
5	these pictures. And to get her	5	Reporter and Commissioner for the State of Alabama
6	to put an X or draw on the	6	at Large, do hereby certify that I reported the
7	photographs wouldn't do us any	7	deposition of:
8	good since she doesn't	8	WILLIE EVA BALDWIN
9	recognize these pictures as	9	who was first duly sworn by me to speak the truth,
10	being the	10	the whole truth and nothing but the truth, in the
11	THE WITNESS: Because the highway	11	matter of:
12	would be down.	12	ROBERT JOHNSON, as Personal
13	MR. COLLINS: I think she	13	Representative of THE ESTATE OF
14	recognized them enough to draw	14	IRENA JOHNSON, Deceased,
15	the lane she was traveling in.	15	Plaintiff,
16	So	16	Vs.
17	MR. WALLER: My response is this.	17 18	DENITA COLVIN and
		IX	WILLIE EVA BALDWIN, et al.,
18	The pictures depict what they		
19	depict. And, David, if she	19	Defendants.
19 20	depict. And, David, if she doesn't, she can say she	19 20	Defendants. Civil Action Number
19 20 21	depict. And, David, if she doesn't, she can say she doesn't know.	19 20 21	Defendants. Civil Action Number 2:07CV1068-MHT
19 20	depict. And, David, if she doesn't, she can say she	19 20	Defendants. Civil Action Number

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1 On February 27, 2008. 2 The foregoing 184 computer printed pages 3 contain a true and correct transcript of the 4 examination of said witness by counsel for the 5 parties set out herein. The reading and signing of 6 same is hereby waived. 7 I further certify that I am neither of 8 kin nor of counsel to the parties to said cause, 9 nor in any manner interested in the results 10 thereof. 11 This 21st day of March 2008. 12 13 Tracey H. Rives, Certified 14 Shorthand Reporter and Commissioner for the 15 State of Alabama at Large, ACCR#: 400, Expiration Date: 16 9/30/08 17 18 19 20 21 22 23		

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